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**RULES OF HOUSE  
RULES OF SENATE  
—AND—  
JOINT RULES OF  
THE SENATE AND HOUSE**

**TWENTY-SIXTH  
LEGISLATIVE ASSEMBLY**

**1939**

**ROBERT E. MILLER**

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# RULES OF THE HOUSE RULES OF THE SENATE

AND

## JOINT RULES

OF THE

## SENATE AND HOUSE OF REPRESENTATIVES

OF THE

Twenty-sixth Legislative Assembly  
State of Montana

1939

STATE PUBLISHING CO., HELENA, MONT.





# INDEX TO HOUSE RULES

## Twenty-sixth Legislative Assembly

	Rule	Para- graph
Absence of Committee From House.....	16	
Absence of Quorum .....	23	3
Action of House Upon Report of Committees of the Whole .....	20	
Adjournments .....	55	
Amendments .....	30	
Amendments and Substitutes .....	12	
Amendments of the Senate .....	31	
Amendments to Bills on Third Reading..	34	2
Appropriation Bills, Reading of.....	41	
Attendance and Decorum .....	1	1
Authority on Parliamentary Practice.....	58	
Bills, Amendments to, on Third Reading	34	2
Bills, Appropriation, Except for Expenses of State Government, Cannot Be Introduced Last Ten Days of Session .....	35	1
Bills, Appropriation, Reading of.....	41	
Bills, Consideration of .....	37	
Bills, Engrossing of .....	43	
Bills, Enrollment of .....	45	
Bills, Etc., Reading of .....	34	1
Bills, Form of .....	33	
Bills, Introduction of .....	35	2
Bills, No More Than Two in One Day.....	35	2
Bills, Printing of .....	36	
Bills, Recommitment of, previous to Passage .....	44	
Bills, Reference of, Etc. .....	38	
Bills, Title of to Be Recited.....	39	
Bills, Transmission of to Senate.....	46	
Business, Order of .....	21	1
Calls of the Roll and of the House.....	23	

	Rule	Para- graph
Call, Roll .....	48	
Certain Committees, When May Report..	13	
Chairman, Committee .....	9	3
Changing and Suspending Rules .....	57	
Chaplain, Duties of .....	6	
Changes of Order of Day or Order of Business .....	21	2
Clerk, Duties of the .....	4	
Clerks, Committees .....	17	
Clerk May Correct Errors .....	4	2
Committee, Chairman .....	9	3
Committee, Clerks .....	17	
Committee on House Employees, Duties of .....	10	
Committee of the Whole House.....	18	
Action When Without a Quorum.....	18	3
Amendments, How Withdrawn.....	18	6
Bills, How Considered .....	18	8
Chairman, How Selected .....	18	2
How Resolved .....	18	1
Motions to Strike Out Take Pref- erence .....	18	7
Rules of Proceedings .....	18	9
What Bills Considered .....	18	4
What Bills Take Preference.....	18	5
Committee of the Whole House, Action of House Upon Report of.....	20	
Committee of the Whole House, Report of .....	19	
Committees, Absence of From House.....	16	
Committees, Select .....	9	2
Committees, Standing .....	9	1
Committees, When Certain May Report..	13	
Communications From the Executive Department .....	56	
Conference Reports .....	15	
Consideration of Bills .....	37	
Considering After Printing .....	37	2
Corrections of Errors by the Clerk.....	4	2
Debate .....	22	1

	Rule	Para- graph
Decorum and Attendance .....	1	1
Departments, Executive, Communications From the .....	56	
Duties of Chaplain .....	6	
Duties of Committee on House Employees .....	10	
Duties of Sergeant-at-Arms .....	5	
Duties of the Clerk .....	4	
Duties of the Speaker .....	2	
Engrossing of Bills .....	43	
Enrollment of Bills .....	45	
Errors May Be Corrected by Clerk.....	4	2
Executive Departments, Communications From the .....	56	
Floor, Who May Be Admitted to.....	53	
Form of Bills .....	33	
General Orders .....	42	
Hall of the House .....	52	
Hour of Meeting .....	1	2
House Bills, Printing of .....	36	
House Employees, Duties of Committee on .....	10	
House, Hall of the .....	52	
Introduction of Bills .....	35	
Introduction of Bills and Resolutions, Notice of .....	32	
Introduction of Resolutions .....	50	
Meeting, Hour of .....	1	2
Members Declining to Vote on Call of the House .....	23	4
Members to Vote, Unless Excused.....	26	
Memorials, Reading of .....	40	
Motions Decided Without Debate.....	25	
Motions May Be Withdrawn .....	24	2
Motions, Their Precedence, Etc.....	24	3
Motions to Be in Writing on Demand.....	24	1
Motions to Lay on Table in Order on Second and Third Reading of Bills..	34	4

	Rule	Para- graph
Motion to Strike Out and Insert, Etc.....	24	6
Notice of Introduction of Bills or Reso- lutions .....	32	
Orders, General .....	42	
Order of Business .....	21	1
Order of Business, How Change.....	21	2
Orders of Day, How to Change.....	21	2
Pairs .....	23	2
Papers, Reading of .....	51	
Papers, Withdrawal of .....	54	
Parliamentary Practice, Authority on.....	58	
Petitions, Presentation of .....	49	
Precedence of Motions, Etc.....	24	3
Presentation of Petitions .....	49	
Previous Question .....	29	
Printing of House Bills .....	36	
Privilege, Questions of .....	8	
Privilege, Reports .....	14	
Prohibiting "Riders" .....	47	
Questions to Be Divided .....	24	5
Questions, Previous .....	29	
Questions of Privilege .....	8	
Quorum, Absence of .....	23	3
Reading Generally .....	34	
Reading of Appropriation Bills .....	41	
Reading of Memorials .....	40	
Reading of Papers .....	51	
Reading of Bills, Etc. .....	34	1
Recommitment Previous to Passage.....	44	
Reconsideration .....	28	1
Reference of Bills, Etc. .....	38	
Report of Committee of Whole.....	17	
Report of Committee of Whole, Action of House Upon .....	20	
Reports, Conference .....	15	
Reports of Standing and Select Commit- tees .....	11	1
Reports, Privileged .....	14	
Resolutions, Introduction of .....	50	

	Rule	Para- graph
Riders, Prohibiting .....	47	
Roll Call .....	48	
Roll Call, How Made .....	23	1
Rules, Suspending and Changing of .....	57	
Second and Third Reading of Bills .....	34	
Second and Third Reading of Bills, Mo- tion to Lay on Table in Order .....	34	4
Select and Standing Committees, Re- ports of .....	20	
Select Committees .....	9	2
Senate Amendments .....	31	
Senate, Transmission of Bills to .....	46	
Sergeant-at-Arms, Duties of .....	5	
Speaker, Duties of the .....	2	2
Speaker Pro-Tem .....	3	
Standing and Select Committees, Re- ports of .....	11	2
Standing Committees .....	9	1
Substitutes and Amendments .....	12	1
Substitutes, Etc., Reported .....	12	2
Suspending and Changing Rules .....	57	
Suspension of Rules .....	60	
Third and Second Reading of Bills, Mo- tion to Lay on Table in Order .....	34	4
Third Reading of Bills, Amendments on ..	34	2
Third Reading of Bills, How Questions Shall Be Stated .....	34	3
Tie Vote .....	27	
Title of Bill to Be Recited .....	39	
Transmission of Bills to Senate .....	46	
When a Question May Be Divided .....	24	5
When Certain Committees May Report ..	13	
Who May Be Admitted to the Floor .....	53	
Whole, House, Committee of .....	18	
Withdrawal of Papers .....	54	

# INDEX TO JOINT RULES

## Twenty-sixth Legislative Assembly

	Rule	Para- graph
Announcement of Messages .....	3	
Appropriation Bills, Introduction of.....	24	
Appropriation Bills, Considered by Joint Committee .....	25	
Approval, Bills for Governor's .....	14	
Bills and Resolutions, Printing of.....	5	
Bills, Covers for .....	20	
Bills, Enrollment of .....	11	
Bills for Governor's Approval.....	14	
Bills, Journal to Give Title and Number	10	
Bills, Title and Number .....	9	
Bills, Transmission of .....	23	
Certain Resolutions to Be Read Three Times .....	21	
Chairman of Joint Committee.....	18	
Closing and Opening, Time of.....	1	
Conference in Case of Disagreement Between House .....	17	
Congress, Memorials to Be Enrolled.....	15	
Disagreement Between Houses, Conference in Case of .....	17	
Documents Ordered Printed to Be Communicated to Each House .....	6	
Enrolled Bills, Signing of by Presiding Officers .....	12	
Enrollment of Bills .....	11	
Five Days' Notice and Consent Two-Thirds Vote .....	8	
Governor's Approval, Bills for .....	14	
Joint Committee, Chairman of.....	18	

	Rule	Para- graph
Joint Rules, Repealing of.....	19	
Journal to Give Title and Number of Bills .....	10	
Memorials and Resolutions, Rejection of .....	7	
Memorials to Congress to Be Enrolled....	15	
Messages, Announcement of .....	3	
Messages, How to Be Transmitted.....	2	
Notice of Rejections of Resolutions and Memorials .....	7	
Notices of Signing Bills to Be Given by Presiding Officer .....	13	
Number and Title of Bills.....	9	
Opening and Closing, Time of.....	1	
Pairs .....	22	
Papers, Transmission of .....	4	
Presiding Officer to Give Notices of Signing of Bills .....	13	
Printing of Bills and Resolutions.....	5	
Repealing of Joint Rules .....	19	
Resolutions and Bills, Printing of.....	5	
Resolutions, Certain to Be Read Three Times .....	21	
Resolutions and Memorials, Rejection of Signing of Enrolled Bills by Presiding Officer .....	7	
Time of Opening and Closing .....	1	
Title and Number of Bills .....	9	
Transmission of Bills .....	23	
Transmission of Messages .....	2	
Transmission of Papers .....	4	

## **ROSTER OF THE OFFICERS OF THE HOUSE**

**Speaker**—D. M. Manning

**Speaker Pro Tem**—Jasper DeDobbeleer.

**Floor Leader**—Archie D. McLeod.

**Minority Floor Leader**—Melvin Hoiness.

**Chaplain**—Thomas Huxley.

**Sergeant-at-Arms**—E. N. Joffray.

**First Assistant Sergeant-at-Arms**—E. B. Burns.

**Second Assistant Sergeant-at-Arms**—William Neary.

**Chief Clerk**—J. P. Brennan.

**Assistant Clerk**—Ray C. Campbell.

**Secretary to Chief Clerk**—Edna J. Hinman.

**Journal Clerk**—Hilda Richeson.

**Assistant Journal Clerk**—Charles Bailey.

**Engrossing Clerk**—John T. O'Brien.

**Assistant Engrossing Clerk**—Lila Slaughter.

**Enrolling Clerk**—Charles Pichette.

**Assistant Enrolling Clerk**—Murray Johnston.

**Bill Clerk**—O. G. Isaac.

**Assistant Bill Clerk**—Tobias Vigge.

**Printing Clerk**—Tom D. Caverly.

**Assistant Printing Clerk**—N. A. Peterson.

**Reading Clerk**—Mickey Walsh.

**Secretary to Speaker**—Michael A. Murphy.

**Filing Clerk**—William C. Nugent.

**Mailing Clerk**—Marjorie Hoepfner.

**Secretary to Sergeant-at-Arms**—Marian Brekke.

**Payroll Clerk**—George Davis.

**Doorkeeper**—Theodore J. Johnson.

BIOGRAPHICAL SKETCH OF THE MEMBERS OF THE TWENTY-SIXTH  
 LEGISLATIVE ASSEMBLY OF THE STATE OF MONTANA,  
 CONVENED AT HELENA, JANUARY 2, 1939

Name	Pol.	Address	County	Occupation
Acher, John W.....	(D)	Zurich.....	Blaine.....	Farmer, Stockman, Banker
Acton, W. S.....	(R)	Lewistown.....	Fergus.....	Livestock Breeder
Anderson, Erick .....	(R)	Regina.....	Phillips.....	Farmer
Anderson, W. M. ....	(D)	Sand-Coulee.....	Cascade.....	Miner
Antrim, Stanley.....	(D)	Stevensville.....	Ravalli.....	Rancher
Armstrong, Ory M.....	(R)	Kalispell.....	Flathead.....	Insurance
Aronson, J. Hugo .....	(R)	Cutbank.....	Glacier.....	Oil Field Contractor
Baker, C. E. ....	(R)	Lewistown.....	Fergus.....	Lawyer
Balgord, O. P. ....	(R)	Lavina.....	Golden Valley.....	Merchant
Beadle, Mrs. Minnie .....	(D)	Butte.....	Silver Bow.....	Miliner, Housewife
Beck, Martin J.....	(D)	Wolf Point.....	McCone.....	Farmer
Berthot, A. G. ....	(D)	Bozeman.....	Gallatin.....	Banker
Bjorneby, Emil G. ....	(D)	Kalispell.....	Flathead.....	Flour Miller
Bower, Frank A. ....	(D)	Tarkio.....	Mineral.....	Electrician
Brower, A. J. ....	(R)	Polson.....	Lake.....	Lawyer
Brown, Robert C. ....	(D)	Walkerville.....	Silver Bow.....	Miner
Byrne, E. J. ....	(D)	Galata.....	Toole.....	Farmer
Cannon, Paul .....	(D)	Butte.....	Silver Bow.....	Life Insurance
Clark, L. W. ....	(R)	Harlowton.....	Wheatland.....	Merchant
Cole, Kenneth .....	(R)			Rancher and Auctioneer
				Oil and Gasoline Dealer
				Petroleum.....

PERSONNEL OF THE HOUSE—(Continued)

Name	Pol.	Address	County	Occupation
Cole, N. A. ....	(D)	Terry.....	Prairie.....	Rancher and Sheep Shearer
Collins, Roy D. ....	(R)	Fairview.....	Richland.....	Implement Dealer
Daniel, J. W. ....	(D)	Worland.....	Lincoln.....	Rancher
DeDobbeleer, Jasper ....	(D)	Glasgow.....	Valley.....	Farmer
D'Ewart, Wesley A. ....	(R)	Wiltsall.....	Park.....	Rancher
Doughterty, James N. ....	(D)	Elliston.....	Powell.....	Merchant
Duncan, Thomas W. ....	(D)	Missoula.....	Missoula.....	Fire Insurance
Dunn, Robert J. ....	(R)	Bozeman.....	Gallatin.....	Hotel Owner
Ekern, H. O. ....	(D)	Thompson Falls.....	Sanders.....	Druggist, Theater Owner
Emswiler, S. J. ....	(R)	Ekalaka.....	Carter.....	Banker
Findlater, R. P. ....	(R)	Miles City.....	Custer.....	Livestock
Flynn, John J. ....	(D)	Missoula.....	Missoula.....	Farmer
Freshman, Walter . ....	(D)	Butte.....	Silver Bow.....	Geologist and Mining Engineer
Friedl, Paul ....	(D)	Glasgow.....	Valley.....	Merchant
Gebhardt, R. H. ....	(R)	Billings.....	Yellowstone.....	Claim Department on N. P. Railway
Goodwin, Phil C. ....	(D)	Butte.....	Silver Bow.....	Newspaperman
Green, Henry R. ....	(R)	Lindsay.....	Dawson.....	Farming and Stock Raising
Hageman, Arthur ....	(R)	Jordan.....	Garfield.....	Ranching and Light Plant Owner
Hammond, Grant ....	(R)	Billings.....	Yellowstone.....	Merchant, Farmer
Hess, H. H. ....	(D)	Havre.....	Hill.....	Farmer
Hoiness, Melvin .....	(R)	Billings.....	Yellowstone.....	Lawyer

PERSONNEL OF THE HOUSE—(Continued)

Name	Pol.	Address	County	Occupation
Horrigan, Frank W. ....	(R)	Philipsburg.....	Granite.....	Theater Owner
James, David F. ....	(D)	Joplin.....	Liberty.....	Teacher, Farmer
Kellogg, G. C. ....	(R)	Conrad.....	Pondera.....	Farmer, Fuel Business
Kirschner, W. G. ....	(D)	Townsend.....	Broadwater.....	Professional Engineer, Stockman
Lambert, H. A. ....	(D)	Havre.....	Hill.....	Businessman
Laubach, Harry ....	(R)	Dutton.....	Teton.....	Farmer
Lehrkind, Carl, Jr. ....	(D)	Bozeman.....	Gallatin.....	Business
Leuthold, J. H. ....	(R)	Molt.....	Stillwater.....	Farmer
Liggett, J. A. ....	(R)	Roundup.....	Musselshell.....	Real Estate, Insurance
Lippard, Gordon J. ....	(D)	Virgelle.....	Chouteau.....	Teacher, Farmer
Listug, A. T. ....	(R)	Wolf Point.....	Roosevelt.....	Banker, Farmer
Long, J. J. ....	(D)	Baker.....	Fallon.....	Farmer, Carpenter, Teacher, Ry. Cond.
Longenecker, H. H. ....	(R)	Hamilton.....	Ravalli.....	Insurance Agent
Loughran, Mike ....	(D)	Butte.....	Silver Bow.....	Civil Engineer
Lowe, Ray G. ....	(R)	Glendive.....	Dawson.....	Business, Stock
Lynch, Austin E. ....	(D)	Highwood.....	Chouteau.....	Raising, Farming Farming
Malee, Thomas C. ....	(D)	Anaconda.....	Deer Lodge.....	Lawyer
Manning, D. M. ....	(D)	Hysham.....	Treasure.....	Engineer, Contractor
Martin, Mrs. R. T. ....	(D)	Lewistown.....	Fergus.....	Rancher
McCarthy, Denis ....	(D)	Butte.....	Silver Bow.....	Miner

PERSONNEL OF THE HOUSE—(Continued)

Name	Po.l.	Address	County	Occupation
McClain, M. A. .... McFatridge, Arthur E. ....	(D) (R)	Missoula..... Billings.....	Missoula..... Yellowstone.....	Locomotive Engineer Retired Government Officer
McGee, Albert .... McKenna, George S. ....	(D) (D)	Basin..... Geyser.....	Jefferson..... Judith Basin.....	Educational Advisor Farming, Ranching
McLeod, Archie D. .... Melin, Marion A. ....	(D) (D)	Great Falls..... Livingston.....	Cascade..... Park.....	Smelter Man Ranching
Metlin, Joe .... Miles, Ben B. ....	(D) (R)	Armstead..... McLeod.....	Beaverhead..... McLeod.....	Rancher Stockman
Morrison, R. E. .... Moss, G. M. ....	(D) (R)	Helena..... Whitefish.....	Helena..... Lewis & Clark.	Aviation
Moss, S. E. .... Murray, Thomas.....	(D) (D)	Miles City..... Anaconda.....	Flathead..... Custer.....	Newspaper Editor Railroad Conductor
Newell, J. T. .... O'Connor, G. W. ....	(R) (R)	Red Lodge..... Fromberg.....	Deer Lodge..... Carbon.....	Smelter Man Garage Man
Padbury, Fred H. .... Parker, Clem C. ....	(R) (D)	Helena..... Wibaux.....	Lewis & Clark. Wibaux.....	Merchant, Farmer Druggist
Parker, Neil C. .... Peterson, P. C. ....	(R) (D)	Bigfork..... Westby.....	Flathead..... Sheridan.....	Stockman, Farmer
Potter, John V. .... Reed, W. H. ....	(R) (R)	Wht. Sul. Spgs..... Turner.....	Meagher..... Blaine.....	Farmer Abstractor, Engineer, Insurance Agent
Rice, John E. .... Roehl, E. R. ....	(D) (R)	Lodge Grass..... Lewistown.....	Big Horn..... Fergus.....	Rancher and Hereford Breeder Rancher and Hotel Business

PERSONNEL OF THE HOUSE—(Continued)

Name	Pol.	Address	County	Occupation
Ryan, Thomas	.....(D)	Butte.....	Silver Bow.....	Lather
Scofield, Charles L.	.....(R)	Biddle.....	Powder River.....	Stockman
Siegling, Robert A.	.....(D)	Belt.....	Cascade.....	Stockman and Hotel Proprietor
Smith, Sherman W.	.....(R)	Helena.....	Lewis & Clark.	Lawyer
Sorte, Marvin J.	.....(D)	Scobey.....	Daniels.....	Farmer, Miner
Spiegel, Sam	.....(D)	Butte.....	Silver Bow.....	Cinematographer
Stafford, John D.	.....(D)	Great Falls.....	Cascade.....	Lawyer
Stephens, Charles L.	.....(D)	Great Falls.....	Cascade.....	Newspaper Man
Stewart, G. D.	.....(R)	Forsyth.....	Rosebud.....	Merchant, Feed and Seed
Stromnes, E. J.	.....(D)	Great Falls.....	Cascade.....	Lawyer
Sullivan, Frank K.	.....(D)	Butte.....	Silver Bow.....	Lawyer and City Fireman
Tyler, R. G.	.....(D)	Homestead.....	Sheridan.....	Farmer
Vanderbeck, James H., Jr.	.....(D)	Virginia City.....	Madison.....	Merchant
Watson, Fred	.....(R)	Missoula.....	Missoula.....	Auctioneer and Rancher
Wenger, Edward	.....(D)	Anaconda.....	Deer Lodge.....	Stockman
Williams, C. J.	.....(R)	Billings.....	Yellowstone.....	Automobile Business
Wilson, Stuart P.	.....(R)	Boyd.....	Carbon.....	Banker
Woods, W. E.	.....(R)	Saco.....	Phillips.....	Merchant, Farmer
Zuck, John Q.	.....(D)	Flaxville.....	Roosevelt.....	Stockman, Farmer
				Farmer

## ORDER OF BUSINESS

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1. Communications and Petitions.
2. Notices.
3. Reports of Select Committees.
4. Reports of Standing Committees.
5. Consideration of Messages from Governor and Senate.
6. Motions and Resolutions.
7. Introduction of Bills and Memorials, and First and Second Reading of the same.
8. Third Reading of Senate Bills.
9. Third Reading of House Bills.
10. Consideration of General Orders.
11. Unfinished Business.

Special Orders of the Day, or to change the Order of Business, requires a two-thirds vote.

# **RULES OF THE HOUSE**

## **Twenty-sixth Legislative Assembly**

### **RULE 1.**

#### **Attendance and Decorum.**

1. Every member shall be present in the hall of the House during the sittings, unless necessarily prevented or excused. He shall vote on each question put unless he has a direct personal or pecuniary interest in the event of such question, except as provided in Rule 26. Loud talking or smoking shall be discontinued upon request of the Speaker.
2. The hour for the meeting of the House shall be Ten o'clock A. M., unless by the House otherwise directed.

### **RULE 2.**

#### **Duties of the Speaker.**

1. The Speaker shall take the chair on every legislative day precisely at the hour to which the House shall have adjourned at the last sitting, immediately call the members to order, and after prayer by the Chaplain and upon roll call by the Clerk, and the presence of a quorum, the Journal of the preceding day shall be read, or a report given thereon by the Committee on Journal, after which the Speaker shall proceed with the regular order of business.
2. He shall preserve order and decorum, and in case of disturbance or disorderly conduct in the galleries, or in the lobby, may cause the same to be cleared.
3. He shall have general control, except as provided by rule or law, of the hall of the House, and of the corridors and passages.
4. He shall sign all acts, addresses and resolutions in the presence of the House, and all writs, warrants and subpoenas of, or issued by order of the House, and shall decide all questions of order

subject to an appeal by any member, when such appeal is supported by two other members, upon which appeal no member shall speak more than once unless by permission of the House.

5. He shall rise to put a question, but may state it sitting; and shall put questions in this form, to-wit: "as many as are in favor of (as the question may be) say 'Aye,'" and after the affirmative voice is expressed, "as many as are opposed say 'No'." If he doubts or a division is called for, the House shall divide; those in the affirmative of the question shall first rise from their seats and then those in the negative; if he still doubts, or a count is required by at least one-fifth of a quorum, he shall name one from each side of the question to tell the members in affirmative and negative, which being reported, he shall rise and state the decision.

6. He shall not be required to vote in ordinary legislative proceedings, except when his vote would be decisive, or in a yea and nay vote, or where the House is engaged in voting by ballot.

### **RULE 3. Speaker Pro-Tem.**

The Speaker Pro-Tem shall perform all the duties of the Speaker in the absence of that officer, and on such other occasions as the Speaker may request.

### **RULE 4. Duties of the Clerk.**

1. The Chief Clerk shall cause to be kept and recorded a correct Journal of the proceedings of the House and shall perform such other duties as may be assigned to him. He shall superintend the engrossing, enrolling and transcribing and copying of bills, resolutions, etc.; shall permit no records or papers belonging to the House to be taken out of his custody otherwise than in the regular course of business; shall report any missing papers to the Speaker; and shall have general supervision of the entire Clerical Force of the House, under the direction of the Speaker.

2. Clerk May Correct Certain Errors. The Chief Clerk and his Engrossing Clerks, in all proper cases, shall correct any mere clerical errors in any House Bill, Memorial or Resolution, such as errors in orthography, or in the use of one word for another, as "affect" for "effect," "previous" for "previously," and the like; and also all mistakes in numbering the sections and reference thereto, whether such mistakes occur in the original bill or are caused by amendments made thereto; provided such corrections shall not be made after engrossment, except by an order of the House; and provided further, that all such corrections shall be reported to the Speaker, but no corrections, other than such as are authorized by this rule, shall be made at any time by the Clerk or his Assistants, unless upon order of the House.

#### **RULE 5.**

##### **Duties of the Sergeant-at-Arms.**

It shall be the duty of the Sergeant-at-Arms to attend the House during its Sessions, to maintain order under the direction of the Speaker and pending the election of the Speaker or Speaker Pro-Tempore under the direction of the Clerk, execute the commands of the House, and all processes issued by authority thereof, directed to him by the Speaker, and shall have general supervision of the entire administrative force of the House.

#### **RULE 6.**

##### **Chaplain.**

The Chaplain shall attend at the commencement of each day's sittings of the House, and open the same with prayer.

#### **RULE 7.**

##### **Duties of the Committee on Journal.**

The Committee on Journal shall examine each day the Journal of the proceedings of the House as prepared by the Clerk; shall make corrections there-

in when the same is in error; and shall report immediately after roll call every day that the House is in Session, which report may be in lieu of the reading of the Journal.

### **RULE 8.**

#### **Questions of Privilege.**

Questions of Privilege shall be: First, those affecting the rights of the House collectively, its safety, dignity, and the integrity of its proceedings; Second, the rights, reputation and conduct of the members individually in their respective capacity only; and shall have precedence of all other questions except motions to fix the time to which the House shall adjourn, to adjourn and for a recess.

### **RULE 9.**

#### **Committees.**

1. The Committee on Rules, Joint Rules and Order of Business shall consist of the Speaker and four members to be by him appointed.

The Speaker shall appoint the following standing committees, to consist of such number of members, not exceeding fifteen, except appropriations committee, as he may elect, unless otherwise specially ordered by the House, viz.:

1. Affairs of Cities.
2. Agriculture.
3. Apportionment and Representation.
4. Appropriations.
5. Aviation.
6. Banks and Banking.
7. Conservation of Resources.
8. Constitutional Amendments.
9. Corporations Other Than Municipal.
10. Dairying.
11. Development and Publicity.
12. Economy.
13. Education.
14. Employment.
15. Engrossing.
16. Enrolling.

17. Entertainment.
18. Equal Suffrage.
19. Fairs and Expositions.
20. Federal Relations.
21. Fish and Game.
22. Highways and Highway Transportation.
23. Horticulture.
24. Insurance.
25. Irrigation and Water Rights.
26. Journal.
27. Judiciary.
28. Labor.
29. Livestock and Public Ranges.
30. Mileage and Per Diem.
31. Military Affairs.
32. Mines and Mining.
33. New Counties and Divisions.
34. Petroleum, Oil and Gas.
35. Printing.
36. Privileges and Elections.
37. Public Health and Sanitary Affairs.
38. Public Morals, Charities and Reforms.
39. Public Safety.
40. Public Utilities and State Commissions.
41. Railroads and Railroad Transportation.
42. Revenue and Taxation.
43. Rules, Joint Rules and Order of Business.
44. Seating.
45. Social Security.
46. State Boards and Officers.
47. State Institutions, Public Buildings and Grounds.
48. State Lands.
49. Townships and Counties.
50. Water Conservation and Flood Control.
51. Ways and Means.
52. Workmen's Compensation.

2. He shall also appoint all Select Committees, unless otherwise ordered by the House.

3. The first named member of each committee shall be the Chairman; and in his absence, the next named member, and so on, as often as the case may happen.

## RULE 10.

### Duties of the Committee on Employment.

1. It shall be the duty of the Committee on Employment to select and recommend for appointment or dismissal all House employees and when their report shall be adopted by the House, the selections recommended therein shall be final. They shall examine the various applicants for the several positions to be filled.

2. They shall also examine applicants for positions as committee clerks, as to their efficiency.

3. All requests for the appointment of clerks by the chairmen of committees shall be made through the Committee on Employment and not otherwise. All Clerks and committees shall be under the supervision of the Chief Clerk and when not occupied with the duties of the committee shall work under his direction.

## RULE 11.

### Reports of Standing and Select Committees.

1. All bills, petitions, memorials or resolutions reported from a committee, shall be accompanied by reports in writing, which shall be entered in the Journal. Whenever a committee report on any bill, petition, memorial or resolution, carries an amendment, said amendment shall accompany said report in triplicate.

2. In case all the members of any committee required or entitled to report on any subject referred to them, cannot agree on a report, the majority and minority of such committee may each make a separate report; and any member dissenting in whole or in part from the reasonings or conclusions of both the majority and minority may also present to the House a statement of his reasonings and conclusions, and all reports, if decorous in language

and respectful to the House, shall be entered at length on the Journal, unless otherwise ordered by the House.

3. All Standing Committees of the House shall report their action on all bills or matters referred to them within seven days after reference, unless at the request of the Committee, and on good cause shown, further time be granted by the House.

## RULE 12.

### Substitutes and Amendments.

1. No standing or select committee, or member thereof, shall report any "substitute" or "amendment" for any bill or bills, or resolution, referred to such committee, which substitute or amendment relates to a different subject, or is intended to accomplish a different purpose than that of the original bill or resolution for which it is reported, or which, if adopted or passed would require a title essentially different from the title of the original bill or resolution; and any substitute bill or resolution so reported, shall be rejected whenever the House is advised that the same is in violation of this rule. Section 19, Article 5.

2. Any substitute bill or resolution so reported shall be read a first and second time, referred to the Printing Committee, and when reported correctly printed shall be placed on general orders.

3. Section 1 of this rule shall not be suspended.

## RULE 13.

### When Certain Committees May Report.

The following named Committees shall have leave to report at any time, except when questions are being called or a call of the House is being had, on matters herein stated: The Committee on Rules and Joint Rules and Order of Business; the Committee on Enrollment, on Enrolled Bills; the Com-

mittee on Ways and Means, on Bills for raising revenue; the Appropriation Committee, on general appropriation bills; the Committee on Privileges and Elections, on the rights of a member to his seat.

#### **RULE 14.**

##### **Privileged Reports.**

Reports from the following named committees may be made at any time and shall stand approved without formal action:

Printing Committee.  
Engrossing Committee.  
Enrolling Committee.

#### **RULE 15.**

##### **Conference Reports.**

Reports of Committees of Conference may be presented and received on any order of business and shall be in order at any time except when a vote is being taken or a member has the floor, and there shall accompany every such report a detailed statement sufficiently explicit to inform the House what effect such amendment or proposition will have upon the measures to which they relate, which statement shall be entered upon the Journal.

#### **RULE 16.**

##### **Absence of Committees.**

No committee members shall absent themselves by reason of their appointment during the sitting of the House, without special leave, except committees of conference, engrossment or enrollment.

#### **RULE 17.**

##### **Committee Clerks.**

The chairman of each committee shall appoint its clerk or clerks, subject to the approval of the majority of the committee, if such clerk or clerks are deemed necessary, who shall be paid at the

public expense, the House having first provided for such clerk or clerks on recommendations of the Committee on Employment.

## RULE 18.

### Committee of the Whole House.

1. The House may resolve itself into a Committee of the Whole by a majority of a quorum voting on a motion of a member for that purpose, and may by motion limit debate on any subject to be considered by the committee.

2. In all cases, in forming a Committee of the Whole House, the Speaker shall leave his chair, after appointing a chairman to preside, who shall, in case of disturbance or disorderly conduct in the galleries or lobbies, have the power to cause them to be cleared.

3. Whenever the Committee of the Whole House finds itself without a quorum, the committee shall rise and the chairman shall so report, and thereupon there shall be a call of the House and if on such call a quorum shall appear, the committee shall thereupon resume its sitting without further order of the House.

4. All bills and memorials requiring the signature of the Governor shall be considered in the Committee of the Whole before being taken up and considered by the House, and a point of order under this rule shall be good at any time before any such bill or memorial shall have passed the House.

5. In Committee of the Whole House business on the calendar shall be taken up in regular order, except bills for raising revenue and general appropriation bills, which shall have precedence.

6. When general debate is closed by order of the House, any member shall be allowed five minutes to explain any amendment he may offer, after which the member who shall first obtain the floor shall be allowed to speak five minutes in oppo-

sition to it and there shall be no further debate thereon; but the same privilege of debate shall be allowed in favor and against any amendment that may be offered to an amendment; and neither an amendment, nor an amendment to an amendment, shall be withdrawn by the mover thereof, unless by unanimous consent of the committee. The five minute rule being applied shall not preclude further amendment to be decided without debate.

7. A motion to recommend the striking out of the enacting clause of a bill shall have precedence over a motion to amend; and, if carried, shall be considered equivalent to its rejection. Whenever a bill is reported from a Committee of the Whole with an adverse recommendation and such recommendation is disagreed to by the House, the bill shall stand recommitted to the said committee without further action by the House. But before the report of the committee is acted upon by the House, it is in order to entertain a motion to refer the bill to any committee, with or without instructions, and when the same is again reported to the House, it shall be referred to the Committee of the Whole without debate.

8. Every bill in Committee of the Whole shall be read and considered by sections. The body of a bill shall not be defaced or interlined in any way, but all amendments agreed to by the committee shall be included in the report of the committee, noting the section and line to which such amendment applies.

9. The rules of proceedings in the House shall be observed in Committee of the Whole House, so far as may be applicable, except that a member may speak more than twice on the same subject, and a call for the ayes and nays or for the previous question or motion to lay on the table, can not be made.

## RULE 19.

### Report of Committee of the Whole.

After business upon which the House resolved itself into Committee of the Whole shall be completed, the committee shall rise and report. The report of the Committee of the Whole shall contain a correct account of the action had on each particular measure. When more than one bill is considered in Committee of the Whole and the report of the Committee of the Whole is adopted in one report, it shall be in order on that or the succeeding day upon which the House shall be in Session for any member who voted the prevailing side to move to reconsider the action on any measure separately. When the report of the Committee of the Whole on any bill is rejected, the bill shall remain on general orders until disposed of by the House.

## RULE 20.

### Action of House Upon Report of Committee of the Whole.

The Speaker upon resuming the chair shall receive the report of the chairman of the Committee of the Whole and the House shall take action thereon.

## RULE 21.

### Order of Business.

1. Communications and Petitions.
2. Notices.
3. Reports of Select Committees.
4. Reports of Standing Committees.
5. Consideration of Messages from Governor and Senate.
6. Motions and Resolutions.
7. Introduction of Bills and Memorials and First and Second Reading of Same.
8. Third Reading of Senate Bills.

9. Third Reading of House Bills.
10. Consideration of General Orders.
11. Unfinished Business.
2. Special Orders of the Day, or to change the Order of Business, requires a two-thirds vote.

## RULE 22.

### Debate.

1. When any member desires to speak or deliver any matter to the House, he shall rise and respectfully address the Chair in the following form: "Mr. Speaker," and being recognized may address the House from any place on the floor, or from the Clerk's desk, and shall confine himself to the question under debate, avoiding personalities.
2. When two or more members arise at the same time the Speaker shall name the member who is first to speak; and no member shall occupy more than one-half hour in debate, on any question in the House or in committee as further provided in this rule.
3. Upon committee reports the member reporting the measure under consideration from a committee may open and close, where general debate has been had thereon; and if it shall extend beyond one day, he shall be entitled to one-half hour to close, notwithstanding he may have used one-half hour in opening.
4. If any member transgresses the rules of the House, in speaking or otherwise, the Speaker shall, or any member may, call him to order, in which case he shall immediately sit down, unless permitted on motion of another member to explain, and the House shall, if appealed to, decide on the case, without debate; if the decision is in favor of the member called to order, he shall be at liberty to proceed, but not otherwise; and if the case require, he shall be liable to censure or such other punishment as the House may deem proper.

5. If a member is called to order, for words spoken in debate, the member calling him to order shall indicate the words excepted to and they shall be taken down in writing at the Clerk's desk and read aloud to the House; but he shall not be held to answer, nor be subject to the censure of the House therefor, if further debate or other business has intervened.

6. No member shall speak more than once on the same question without leave of the House, unless he be the mover, proposer or introducer of the matter pending; in which case he shall be permitted to speak in reply, but not until every member choosing to speak shall have spoken.

### RULE 23.

#### Calls of the Roll and of the House.

1. Upon every roll call the names of the members shall be called alphabetically by surname, except when two or more have the same name, in which case the name of the county shall be added; and if there be two such members from the same county, the whole name shall be called, and after the roll has been once called the Clerk shall call in alphabetical order the names of those not voting or answering.

2. Pairs shall be announced by the Clerk after the completion of the roll call, from a written list furnished him, and signed by the members making the statement to him.

3. A majority of the House shall constitute a quorum to do business. In the absence of a quorum, ten members, including the Speaker, if there be one, shall be authorized to compel the attendance of the absent members; or, if a quorum be present, a call of the House shall be ordered upon the demand of 15 members, and pending such call all other business shall be suspended. In all calls of the House, the pages shall announce the call through the corridors of the House; roll call shall be taken by the

Clerk, and the absentees noted; the doors shall then be closed, and those for whom no sufficient excuse is made, shall be sent for and arrested wherever they shall be found, by officers to be appointed by the Sergeant-at-Arms for that purpose, and their attendance secured; and the House shall determine upon what conditions they shall be discharged.

4. When, on the call of the House, there are members declining to vote, their names shall be called and entered upon the Journal as present. Members who voluntarily appear, unless the House shall otherwise direct, shall be admitted immediately to the Hall of the House, and they shall report their names to the Clerk to be entered upon the Journal as present. The call may be dispensed with upon progress made, by a majority vote.

## RULE 24.

### Motions, Their Precedence, Etc.

1. Every motion made to the House and entertained by the Speaker shall be reduced to writing upon demand of any member, and shall be entered on the Journal with the name of the member making it unless it is defeated or withdrawn the same day.

2. When a motion has been made, the Speaker shall state it, or, if it be in writing, cause it to be read aloud by the Clerk before being debated, and it then shall be in possession of the House, but may be withdrawn at any time, before a decision or an amendment.

3. When a question is under debate, no motion shall be entertained but to:

Fix the day to which the House shall adjourn.

To adjourn.

To take a recess.

To lay on the table.

For the previous question.

To postpone to a day certain.

To refer or amend.

To postpone indefinitely.

These several motions shall have precedence in the foregoing order; and no motion, being decided, shall be again allowed on the same day at the same stage of the question.

4. A motion to fix the day to which the House shall adjourn, a motion to adjourn and a motion to take a recess, shall always be in order, except when the House is voting or when the last business transacted was a motion to fix the day to which the House should adjourn, a motion to adjourn or a motion to take a recess; but this rule shall not authorize any member to make any such motion when another member has the floor.

The hour to which the House adjourns shall be entered in the Journal.

5. On motion of any member before the question is put, a question shall be divided if it includes proposition so distinct in substance that one thing taken away a substantive proposition shall remain.

6. A motion to strike out and insert is indivisible, but a motion to strike out being lost, shall neither preclude amendment nor a motion to strike out and insert; and no motion or proposition on a subject different from that under consideration shall be admitted under color of amendment.

7. Whenever a motion to reconsider shall be laid on the table it shall require a two-thirds majority to take from the table.

## RULE 25.

### Motions Decided Without Debate.

All incidental questions of Order, arising after an undebatable motion is made, and pending such motion, shall be decided whether on appeal or otherwise, without debate.

## RULE 26.

### Members to Vote, Unless Excused.

Every member, present when a question is put, when his name is called, shall vote, unless the House shall, for special cause, excuse him.

## **RULE 27.**

### **Tie Vote.**

In all cases where the House shall be equally divided, the question shall be lost.

## **RULE 28.**

### **Reconsideration.**

1. When a motion has been made and carried or lost, it shall be in order for any member who voted with the prevailing side, on the same or succeeding day in which the House shall be in session to move for the reconsideration thereof, and such motion shall take precedence of all other questions except the consideration of a conference report, a motion to fix the day to which the House shall adjourn, to adjourn or take a recess, and shall not be withdrawn after the said succeeding day without the consent of the House, and thereafter any member may call it up for consideration; provided that such motion, if made during the last six days of the Session, shall be disposed of when made.

2. No bill, petition, memorial or resolution referred to a committee, or reported therefrom for printing and recommitment, shall be brought back into the House on a motion to reconsider.

## **RULE 29.**

### **Previous Question.**

1. A motion for the previous question shall be in order upon the main question, the immediately pending motion or upon an entire group of adhering motions under consideration, and may include a bill to its final passage or rejection, and may be passed by a majority vote if a quorum be present. The effect of the previous question shall be to cut off all debate and to bring the House to a direct vote upon the question or questions upon which it has been ordered, provided that when the previous question is ordered on any proposition upon which there has

been no debate, it shall be in order to debate the proposition to be voted upon for thirty minutes, one-half of such time to be given to the proponents and one-half to the opponents of such proposition.

While the previous question is in effect, it shall be in order for the Speaker to entertain or to submit a motion to commit, with or without instructions, to a standing or select committee.

2. A call of the House shall not be in order after the previous question is ordered, unless it shall appear upon an actual count by the Speaker that a quorum is not present.

3. After a motion is made for the previous question, all incidental questions of order arising therefrom and pending such motion, shall be decided, whether on appeal or otherwise, without debate.

## RULE 30.

### Amendments.

When any main question is under consideration, a motion to amend and a motion to amend that amendment shall be in order, and it shall also be in order to offer a further amendment by way of substitute to which one amendment may be offered, but which shall not be voted on until the original matter is perfected; but neither the substitute nor amendment to the substitute may be withdrawn before amendment or decision is had thereon. Amendments to the title of a bill or resolution or corrections in the history thereof shall be in order immediately preceding the third reading, and shall be decided without debate.

## RULE 31.

### Amendments of the Senate.

Any amendment of the Senate to any House Bill shall be subject to the point of order it shall be first considered in the Committee of the Whole House.

## RULE 32.

### Notice of Introduction.

All bills and resolutions offered in the House by any member or committee shall be endorsed by the member or committee offering the same, and no bill shall be introduced except after one day's previous notice of the bill by its title, unless by the consent of two-thirds of the members present.

## RULE 33.

### Form of Bills.

Every bill, except Appropriation bills and bills for the codification and revision of laws, shall contain but one subject which shall be clearly expressed in the title; and no bill shall be altered or amended so as to change its original purpose. All bills shall be numbered at the head and foot of Page One thereof. All bills which are amendatory in their nature shall have all new matter added thereto set out in italics.

Section 23, Article 5—The enacting clause of every bill shall be as follows: “Be it enacted by the Legislative Assembly of the State of Montana.”

Section 30, Article 5—All bills upon introduction shall be presented to the Clerk in triplicate. The lines in the body of the printed bill shall be numbered consecutively by sections.

This rule shall not be suspended.

## RULE 34.

### Reading.

1. Every bill shall receive three several readings previous to its passage, but no bill shall receive its second and third readings on the same day, except on the last day of the Session. No bill shall be committed or amended until it shall have been read twice, and no bill shall receive its third reading that has not been referred to a committee of the House or a joint committee of the Senate and House. All bills, memorials or joint resolutions on their first

and second readings, unless otherwise provided in these rules, shall be read by their titles; the third reading of all bills shall be in full. This rule shall not be suspended.

Except that upon notice duly given to the House at least one day prior to the third reading of any bill, such third reading may be dispensed with by a two-thirds vote of the members present.

2. On the third reading of a bill no amendment, except to fill blanks, shall be received except by the unanimous consent of the members.

3. Upon the third reading of a House bill the question shall be thus stated: "This bill having been read three several times the question is, 'Shall the bill pass'?" Upon the third reading of a Senate bill, the question shall be stated thus: "This bill having been read three several times the question is, 'Shall the bill be concurred in'?"

4. A motion to lay upon the table shall be in order on the second and third readings of a bill.

## **RULE 35.**

### **Introduction of Bills.**

1. No bill for the appropriation of money, except for expenses of State Government, shall be introduced within ten days of the close of the Session, except by unanimous consent. This rule shall not be suspended. Section 21, Article 5.

2. No bills may be introduced after the 35th day, except substitute bills for bills pending.

## **RULE 36.**

### **Printing of House Bills.**

All House bills after the second reading shall be referred to the proper committee and if a majority of such committee recommend the passage of the bill and such report is adopted by the House, five hundred copies thereof as reported shall be printed. A bill may also be ordered printed by an affirmative

vote of one-third of the members of the House present. All bills referred to the Printing Committee must be reported within three days, unless further time is granted by the House. When House bills are ordered printed by less than a majority vote, such bills shall not be placed on General Orders except upon motion carried by two-thirds of the members present. Section 22, Article 5.

### **RULE 37.**

#### **Consideration of Bills.**

1. No bill shall be considered in the House until it has first been considered by the committee of the House and printed for the use of the members. This rule shall not be suspended.

2. One day must elapse after the printing of any bill and the receipt of same by the House before it can be considered in Committee of the Whole. Section 2 of this rule shall not be effective after the forty-eighth legislative day.

### **RULE 38.**

#### **Reference of Bills, Etc.**

On the second reading, every bill or measure requiring three readings shall be referred to an appropriate committee by the Speaker, unless the House, by two-thirds vote, make a different order in relation thereto. This rule shall apply as well to bills and memorials originating in the Senate as those originating in the House. But bills reported by joint committees shall, if accepted by the House, at once go to the Printing Committee. House bills reported with amendments shall have such amendments incorporated in the bills before printing.

### **RULE 39.**

#### **Title of Bill to Be Recited.**

Every committee in reporting on any bill or memorial shall recite at length in report the title of

such bill or memorial, as well as the number thereof; provided, however, that the Committees on Printing, Engrossing and Enrolling shall be required to report the bill by number only.

#### **RULE 40.**

##### **Reading of Memorials.**

If the House shall dispense with the printing of any memorial, such memorial shall be read at length once before its final passage and this rule shall not be suspended.

#### **RULE 41.**

##### **Reading of Appropriation Bills.**

The second and third readings of bills appropriating money shall be at length, and a suspension of this rule shall not be made.

#### **RULE 42.**

##### **General Orders.**

House and Senate measures reported by committees and accepted by the House shall, when correctly printed, constitute the General Orders. The business of General Orders shall be considered in the Committee of the Whole.

Bills in the General Orders shall be arranged therein by the Clerk in the order in which they are reported or referred thereto, as aforesaid, and shall be considered in the same order unless the House shall otherwise direct.

#### **RULE 43.**

##### **Engrossing of Bills.**

Every House bill when reported favorably by the Committee of the Whole and upon adoption of the report shall be engrossed under direction of the Committee on Engrossing and when reported correctly engrossed by such committee shall be placed on the calendar for third reading.

The Engrossing Clerk shall make, file and retain a correct copy of every bill engrossed.

All amendments made or recommended by the Committee of the Whole shall be made a part of the engrossed bill provided that when a House bill is well written without interlineation or erasure, and no amendments thereto have been recommended by the Committee of the Whole, it shall not be necessary for the same to be retyped.

#### **RULE 44.**

##### **Recommitment Previous to Passage.**

A bill may be recommitted at any time previous to its passage, and if recommitted after report by the Committee of the Whole, and any amendments be reported upon such committment, the question shall be upon the amendments and a motion for its engrossment and third reading then shall be in order.

#### **RULE 45.**

##### **Enrollment of Bills.**

The Committee on Enrollment shall not report any bill as correctly enrolled that has any words interlined therein or when any words have been erased therefrom except that when the title of any bill shall begin with the words, "A Bill for an Act, etc.," the Committee on Enrollment shall omit on the enrolled bill the words, "A Bill for an Act Entitled," nor until the author of the bill, if then in attendance, or in case of a committee bill the chairman of the committee or a member of the committee designated by the chairman, if such chairman or member is in attendance, have been given an opportunity to examine the same in the presence of the Chairman or some other member of the Enrolling Committee or the Enrolling Clerk.

#### **RULE 46.**

##### **Transmission of Bills to Senate.**

Each bill which passes its third reading shall be certified by the Clerk and by him transmitted to the Senate. The day of transmission shall be entered on the Bill Books of the Clerk.

## **RULE 47.**

### **Prohibiting "Riders."**

No motion or proposition on a subject different from that under consideration shall be admitted under color of amendment, and no bill or resolution shall at any time be amended by annexing thereto or incorporating therein any other bill or resolution pending before the House. This rule shall not be suspended.

## **RULE 48.**

### **Roll Call.**

A roll call shall be ordered upon the request of ten members and the Ayes and Noes shall be entered upon the Journal at the request of two members.

This rule shall not be suspended.

## **RULE 49.**

### **Presentation of Petitions, Etc.**

Communications and petitions shall be addressed to the Speaker and shall be read by the Clerk and when introduced by a member shall bear the name of the member introducing same.

No arguments for or against any proposed legislation, unless properly signed by person or persons responsible for same, shall be placed upon the desks of the members or circulated within the Chamber.

## **RULE 50.**

### **Introduction of Resolutions.**

Any member offering a resolution in the House may read the same in his place before sending it to the Chair. It shall then be read by the Clerk, unless otherwise ordered by the House. All resolutions which contemplate the expenditure of money by the State and not requiring the signature of the

President of the Senate and the Speaker of the House, shall be read in full three several times, and roll call shall be had thereon.

### **RULE 51.**

#### **Reading of Papers.**

When the reading of a paper other than one upon which the House is called to give a final vote is demanded, and the same is objected to by any member, it shall be determined without debate by a vote of the House.

### **RULE 52.**

#### **Hall of the House.**

The Hall of the House shall be used only for the legislative business of the House, and for the caucus meetings of its members, except upon occasions where the House by resolution agrees to take part in any ceremony to be observed therein; and the Speaker shall not entertain a motion for the suspension of this rule.

### **RULE 53.**

#### **Who May Be Admitted to the Floor.**

Persons of the following classes may be admitted to the floor of the House during the sessions thereof, viz: All State and Legislative Officers, Members of the late State Constitutional Convention, Members of the Senate, Ex-members of the Legislative Assembly, Members of Congress, Judges of the Courts, All Editors of Newspapers within the State, reporters and correspondents of the press having credentials as such, contestants for seats in the House and members of the immediate family of House Members; and no one shall be permitted to lobby on the floor of the House at any time.

### **RULE 54.**

#### **Withdrawal of Papers.**

No memorial or other paper presented to the House shall be withdrawn from its files without

leave, and if withdrawn therefrom, certified copies thereof shall be left in the office of the Clerk; but when an act may pass for the settlement of a claim the Clerk is authorized to transmit to the officer charged with the settlement thereof the paper on file in his office relating to such claim, or may loan temporarily to any officer of the Executive Departments any papers on file in his office relating to any matter pending before such officer, taking receipt therefor.

### **RULE 55.**

#### **Adjournment.**

The House shall not adjourn to any other place than the Hall of the House nor for more than three days without the consent of the Senate. This rule shall not be suspended.

### **RULE 56.**

#### **Communication From the Executive Departments.**

Estimates of appropriations and all other communications from the Executive Departments intended for the consideration of any committee of the House, shall be addressed to the Speaker and by him submitted to the House for reference.

### **RULE 57.**

#### **Suspending and Changing Rules.**

Every motion to amend or suspend a rule of the House shall be referred to the Committee on Rules, which Committee shall report thereon upon the same day or the next legislative day. Reports of the Committee on Rules shall be adopted by a majority vote. Unless recommended by the Committee on Rules, no rule shall be changed or suspended or any rule adopted except by a two-thirds vote of the House, a quorum being present.

The question on the adoption of a report by the Committee on Rules is debatable.

## RULE 58.

### Authority on Parliamentary Practice.

1. The rules of Parliamentary Practice comprised in Roberts' Rules of Order shall govern the House in all cases in which they are applicable, and in which they are not inconsistent with these Rules and Orders of the House and the Joint Rules and Orders of the Senate and the House.

2. On questions of orthography, Webster's New International Dictionary shall be taken as the standard.

## RULE 59.

### Executive Session.

On a motion made and seconded to close the doors of the House on the discussion of any business which may, in the opinion of the House, require secrecy, the Speaker shall require all persons, except the members and the Chief Clerk, to withdraw and during the discussion of said motion the doors shall remain closed and every member and officer of the House shall keep secret all such matters, proceedings and things whereof secrecy shall be enjoined by order of the House.

## RULE 60.

### Suspension of Rules.

Any rule herein, excepting rules based upon constitutional or statutory provisions, may be suspended for a specified purpose by unanimous consent.

## STANDING COMMITTEES IN THE HOUSE

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1. **AFFAIRS OF CITIES:** McClain, Chairman; Ekern, Vice-Chairman; Baker; Berthot; D'Ewart; Friedl; Findlater; Goodwin; Hoiness; Moss (Flathead); Stafford; Stewart; Sullivan; Newell; Loughran.
2. **AGRICULTURE:** DeDobbeleer, Chairman; Hess, Vice-Chairman; Parker (Flathead); McKenna; Collins; Beck; James; Laubach; Lynch; Martin; Reed; Melin; Tyler; Woods; Hammond.
3. **APPORTIONMENT AND REPRESENTATION:** Loughran, Chairman; Anderson (Cascade), Vice-Chairman; Duncan; Smith; Moss (Custer); Dunn; Malee; Williams; Bower; Reed; James; Brower; McGee; Acton; Collins.
4. **APPROPRIATIONS:** Dougherty, Chairman; Goodwin, Vice-Chairman; Green; McClain; Lambert; Wenger; Zuck; Stevens; Leuthold; Antrim; Armstrong; Sorte; Berthot; Horrigan; Ekern; Roehl; Findlater; Morrison; McFatridge.
5. **AVIATION.** Morrison, Chairman; Freshman, Vice Chairman; O'Connor; Lehrkind; Hoiness; Beadle; Liggett; Hess; Watson; Stromnes; Lowe; Moss (Custer); Friedl; Bjorneby; Martin.
6. **BANKS AND BANKING:** Acher, Chairman; Berthot, Vice-Chairman; Anderson (Cascade); Lowe; Smith; James; Balgord; Metlen; Liggett; Rice; Williams; Duncan; Emswiler; Armstrong; Listug.
7. **CONSERVATION OF RESOURCES:** Metlen, Chairman; Moss (Custer), Vice-Chairman; Laubach; Cole (Prairie); Daniels; Williams; Dunn; Byrne; O'Connor; Acher; Anderson (Phillips); Scofield; Morrison; Sorte; Balgord.
8. **CONSTITUTIONAL AMENDMENTS:** Stafford, Chairman; Spiegel, Vice-Chairman; Moss (Flathead); Goodwin; Hoiness; Sorte; Smith; DeDobbeleer; Roehl; Duncan; Clark; Metlen; Horrigan; Lippard; Brower.

**9. CORPORATIONS OTHER THAN MUNICIPAL:** Duncan, Chairman; Beck, Vice-Chairman; Hoiness; Balgord; Antrim; Bjorneby; Wilson; Malee; Findlater; Loughran; Cole (Petroleum); Stromnes; Scofield; Leuthold; James.

**10. DAIRYING:** Peterson, Chairman; Daniels, Vice-Chairman; Hess; Lehrkind; Gebhardt; Leuthold; Antrim; Stevens; Padbury; Parker (Flathead); Watson; Parker (Wibaux); Martin; McKenna; Melin.

**11. DEVELOPMENT AND PUBLICITY:** Murray, Chairman; Stevens, Vice-Chairman; Beadle; Sullivan; Friedl; Long; McGee; Duncan; Potter; Cole (Petroleum); Clark; Emswiler; Hageman; Bower; Newell.

**12. ECONOMY:** McKenna, Chairman; Martin, Vice-Chairman; Lowe; Beck; Aronson; Kellogg; DeDobbeleer; Baker; Laubach; Williams; Peterson; Beadle; Melin; McClain; Sullivan.

**13. EDUCATION:** Lambert, Chairman; Lippard, Vice-Chairman; Longenecker; Anderson (Cascade); McFatridge; Goodwin; O'Connor; James; Wilson; Lehrkind; Long; McGee; Morrison; Moss (Flathead); Zuck.

**14. EMPLOYMENT:** Lambert, Chairman; Lippard, Vice-Chairman; Sorte; Lehrkind; Anderson (Phillips); Parker (Wibaux); Roehl.

**15. ENROSSING:** Rice, Chairman; Kirscher, Vice-Chairman; Longenecker; Hess; Green.

**16. ENROLLING:** Antrim, Chairman; Cole (Prairie), Vice-Chairman; Padbury; Cannon; Reed.

**17. ENTERTAINMENT:** Lippard, Chairman; Stromnes, Vice-Chairman; Horrigan; Dunn; Watson.

**18. EQUAL SUFFRAGE:** Ryan, Chairman; Peterson, Vice-Chairman; Hammond; Spiegel; Green; Flynn; Stewart; Melin; Roehl; Malee; Cole (Petroleum); Vanderbeck; Listug; Parker (Wibaux); Anderson (Cascade).

**19. FAIRS AND EXPOSITIONS:** Ekern, Chairman; Padbury, Vice-Chairman; Friedl; Stewart; Brown; Watson; Anderson (Cascade); Collins; Hess; Longenecker; Berthot; Melin; Newell; Moss (Custer); Williams.

**20. FEDERAL RELATIONS:** Stevens, Chairman; Wenger, Vice-Chairman; Tyler; Beadle; Cole (Petroleum); D'Ewart; Goodwin; Wilson; Lambert; Martin; Listug; McGee; Melin; Acton, Hammond.

**21. FISH AND GAME:** Malee, Chairman; Cannon, Vice-Chairman; Stewart; Berthot; Brower; Daniels; D'Ewart; Ekern; Hammond; Flynn; Kellogg; Lowe; Armstrong; Miles; Newell.

**22. HIGHWAYS AND HIGHWAY TRANSPORTATION:** Lehrkind, Chairman; Moss (Flathead), Vice-Chairman; Acton; Antrim; Aronson; D'Ewart; Hageman; Loughran; Malee; Parker (Wibaux); Flynn; Vanderbeck; Williams; Kellogg; Smith.

**23. HORTICULTURE:** Melin, Chairman; Armstrong, Vice-Chairman; Cole (Prairie); Peterson; Parker (Wibaux); Anderson (Phillips); Sorte; Clark; Zuck; Gebhardt; Kellogg; Leuthold; Listug; Watson; Wilson.

**24. INSURANCE:** Freshman, Chairman; Acher, Vice-Chairman; Baker; Duncan; Rice; Armstrong; Byrne; Hoiness; Spiegel; Liggett; Tyler; Padbury; Listug; Dunn; Potter.

**25. IRRIGATION AND WATER RIGHTS:** Kirscher, Chairman; Anderson (Phillips), Vice-Chairman; Flynn; Acher; Brower; Clark; Berthot; Collins; Metlen; Longenecker; Lowe; Wilson; Miles; Horrigan; Hammond.

**26. JOURNAL:** Hess, Chairman; Liggett, Vice-Chairman; Vanderbeck.

**27. JUDICIARY:** Stromnes, Chairman; Smith, Vice-Chairman; Brower; Bjorneby; Hoiness; O'Connor; Lippard; Anderson (Phillips); Stafford; Baker; Sullivan; Dunn; Zuck; Flynn; Rice; Malee.

28. **LABOR:** Spiegel, Chairman; Moss (Custer), Vice-Chairman; Liggett; Bower; Woods; Freshman; Williams; Stromnes; Gebhardt; Murray; Roehl; Ryan; Listug; Long; Aronson.

29. **LIVESTOCK AND PUBLIC RANGES:** Rice, Chairman; Kirscher, Vice-Chairman; Scofield; D'Ewart; Findlater; Wenger; Miles; Balgord; Reed; Potter; Clark; Metlen; Hageman; Cole (Prairie); Leuthold.

30. **MILEAGE AND PER DIEM:** Long, Chairman; Miles; Lynch.

31. **MILITARY AFFAIRS:** Sorte, Chairman; Horrigan, Vice-Chairman; Armstrong; Malee; Aronson; Morrison; Gebhardt; Rice; Hoiness; Stromnes; Longenecker; Wenger; Newell; Potter; Woods; Ekern.

32. **MINES AND MINING:** Morrison, Chairman; Brown, Vice-Chairman; Horrigan; McCarthy; Liggett; McGee; Longenecker; Murray; Newell; Vanderbeck; Padbury; Woods; Goodwin; Stewart; Siegeling.

33. **NEW COUNTIES AND DIVISIONS:** Bower, Chairman; Sullivan, Vice-Chairman; Smith; Acher; Gebhardt; Beck; Liggett; Dougherty; Brower; Siegling; Collins; Tyler; Anderson (Cascade); McClain; Long.

34. **PETROLEUM, OIL AND GAS:** Byrne, Chairman; Stafford, Vice-Chairman; Dougherty; McClain; Morrison; Sorte; Lynch; James; Aronson; Cole (Petroleum); Hoiness; Kellogg; Baker; Parker (Flathead); Scofield.

35. **PRINTING:** Beck, Chairman; Moss (Flathead), Vice Chairman; Beadle; DeDobbeleer; Kellogg.

36. **PRIVILEGES AND ELECTIONS:** Bjorneby, Chairman; Ryan, Vice-Chairman; O'Connor; Acher; Parker (Flathead); Freshman; Hageman; Stafford; Friedl; Hess; Collins; McKenna; Acton; Emswiler; Wilson.

**37. PUBLIC HEALTH AND SANITARY AFFAIRS:** Goodwin, Chairman; Lynch, Vice-Chairman; Padbury; Flynn; Hammond; Ryan; Laubach; Bjorneby; Murray; Aronson; Siegling; Cole; (Petroleum); DeDobbeleer; Daniels; Emswiler.

**38. PUBLIC MORALS, CHARITIES AND REFORMS:** Lippard, Chairman; Siegling, Vice-Chairman; O'Connor; Acton; Laubach; Wenger; Padbury; Bower; Kellogg; McCarthy; Wilson; Daniels; Sullivan; Parker (Flathead); Long.

**39. PUBLIC SAFETY:** Ryan, Chairman; Lynch, Vice-Chairman; Anderson (Cascade); Armstrong; Beadle; Clark; Bjorneby; Woods; Daniels; Newell; Kirscher; Lowe; Beck; Longenecker; Martin.

**40. PUBLIC UTILITIES AND STATE COMMISSIONS:** Berthot, Chairman; Duncan, Vice-Chairman; Loughran; Aronson; Cannon; Baker; Cole (Prairie); Findlater; McFatridge; Lynch; Newell; Stafford; Padbury; Friedl; Brower.

**41. RAILWAYS AND RAILWAY TRANSPORTATION:** Vanderbeck, Chairman; Gebhardt, Vice-Chairman; Bower; Dougherty; Moss (Flathead); Acher; Berthot; D'Ewart; Leuthold; Cole (Prairie); Potter; Lippard; Balgord; Zuck; Stewart.

**42. REVENUE AND TAXATION:** Metlen, Chairman; Byrne, Vice-Chairman; Peterson; Padbury; Lehrkind; Watson; Lippard; Balgord; Cannon; O'Connor; Scofield; Siegling; Vanderbeck; Hammond; Listug.

**43. RULES, JOINT RULES AND ORDER OF BUSINESS:** McLeod, Chairman; DeDobbeleer, Vice-Chairman; Hoiness; Moss (Flathead); Manning.

**44. SEATING:** Goodwin, Chairman; Green; Stevens.

**45. SOCIAL SECURITY:** Byrne, Chairman; Stevens, Vice-Chairman; Moss (Custer); D'Ewart; Acher; Moss (Flathead); Brown; Lowe; Emswiler; Melin; Watson; Reed; Tyler; Martin; Anderson (Phillips).

**46. STATE BOARDS AND OFFICES:** Friedl, Chairman; Flynn, Vice-Chairman; Cannon; McFatridge; Daniels; Roehl; James; Newell; Williams; Stromnes; Potter; Brown; Green; Murray; Peterson.

**47. STATE INSTITUTIONS AND PUBLIC BUILDINGS AND GROUNDS:** Wenger, Chairman; Cannon, Vice-Chairman; Emswiler; Lippard; Watson; Siegling; Dunn; Tyler; Gebhardt; Moss (Custer); Acton; Anderson (Cascade); Miles; Morrison; Ekern.

**48. STATE LANDS:** Sorte, Chairman; McGee, Vice-Chairman; Clark; Beck; Ekern; Cole (Petroleum); James; Reed, Kirscher; Scofield; Metlen; Laubach; Cole (Prairie); McKenna; Woods.

**49. TOWNSHIPS AND COUNTIES:** Tyler, Chairman; James, Vice-Chairman; Balgord; Cole (Petroleum); Longenecker; Hess, Parker (Flathead); Lynch; Reed; McKenna; Potter; Kirscher; Hageman; McCarthy; Wilson.

**50. WAYS AND MEANS:** Zuck, Chairman; Dunn, Vice-Chairman; Lambert; Moss (Flathead); Metlen; McFatridge; Byrne; Parker (Flathead); DeDobbeleer; Collins; Dougherty; Green; Friedl; Leuthold; Lehrkind.

**51. WORKMEN'S COMPENSATION:** McCarthy, Chairman; Stevens, Vice-Chairman; D'Ewart; Freshman; Dunn; Brown; Longenecker; Anderson (Cascade); Miles; McClain; Sorte; Smith; Anderson (Phillips); Murray; Armstrong.

**52. WATER CONSERVATION AND FLOOD CONTROL:** Parker (Wibaux), Chairman; Antrim, Vice-Chairman; Stewart; Collins; Lynch; Emswiler; Melin; Findlater; Rice; Hageman; Scofield; Peterson; Balgord; Hoiness; Baker.

**SPECIAL INVESTIGATING COMMITTEE OF 15:** Byrne, Chairman; Moss (Flathead), Vice-Chairman; Spiegel; Hoiness; Hess; O'Connor; Freshman; Baker; Leuthold; Ekern; Stromnes; Lowe; Watson; Malee; Lehrkind.

## ROSTER OF THE SENATE

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**President**—Hugh R. Adair.

**Secretary to President**—Mary B. Bosckis.

**President Pro Tem**—Leonard Plank.

**Minority Floor Leader**—William E. Keeley.

**Secretary of Senate**—George A. Burr.

**Chaplain**—Rev. O. A. White.

**Reading Clerk**—Edward J. Marsh.

**Journal Clerk**—Ethel Stinton Jones.

**Ass't. Journal Clerk**—Rose Knight.

**Ass't. Secretary of Senate**—Rose A. Wayman.

**Sergeant-at-Arms**—Tom Fleming.

**1st. Ass't. Sergeant-at-Arms**—L. D. Carver.

**2nd. Ass't. Sergeant-at-Arms**—Carl A. Ahlgreen.

**3rd. Ass't. Sergeant-at-Arms**—C. C. Hodgdon.

**Secretary to Sergeant-at-Arms**—Mae Sidney.

**Bill Clerk**—Doris I. Ebeling.

**Ass't. Bill Clerk**—Joseph C. Faller.

**Enrolling Clerk**—Paul Crum.

**Engrossing Clerk**—Pearl McGuire.

**Ass't. Enrolling Clerk**—Mary E. Russell.

**Printing Clerk**—M. A. Cromwell.

PERSONNEL OF THE SENATE

Name	Pol.	Residence	County	Occupation
Alvord, A. A. ....	Dem.	Thompson Falls...	Sanders...	Lawyer
Angvick, Lars ....	Rep.	Reserve...	Sheridan...	Farmer
Armstrong, Bert B. ....	Dem.	Livingston...	Park...	Farmer and Stockman
Arnold, S. C. ....	Rep.	Broadview...	Stillwater...	Farmer
Baker, Arthur A. ....	Rep.	Glendive...	Dawson...	Dental Surgeon
Baker, F. E. ....	Dem.	Libby...	Lincoln...	Plumber
Bateman, Dr. H. W. ....	Rep.	Choteau...	Teton...	Medicine, Surgery,
Burke, Tom ....	Rep.	Billings...	Yellowstone...	Ranching
Calder, Thomas ....	Dem.	Terry...	Prairie...	Lawyer
Campbell, F. C. ....	Rep.	Wht. Sul. Spgs...	Meagher...	Farmer
Campbell, John L. ....	Rep.	Missoula...	Missoula...	Rancher
Chadwick, F. A. ....	Dem.	Alberton...	Mineral...	Lawyer
Chapman, D. W. ....	Dem.	Peerless...	Mineral...	Garage and Fuel
Cotter, Charles P. ....	Rep.	Townsend...	Mineral...	Business
Dahl, Reynolds C. ....	Rep.	Great Falls...	Cascade...	Farmer
Davis, G. G. ....	Dem.	Forsyth...	Rosebud...	Lawyer
Drumheller, Dan M. ....	Dem.	Cut Bank...	Glacier...	Wholesale and Retail
Ecton, Zales N. ....	Rep.	Manhattan...	Gallatin...	Distributor
Foor, Arlie M. ....	Rep.	Wolf Point...	Roosevelt...	Agriculture and
				Dairying
				Mining Engineer and
				Oil Operator
				Farmer
				Lawyer

PERSONNEL OF THE SENATE—(Continued)

Name	Pol.	Residence	County	Occupation
Haight, Herbert H.	Dem.	Suffolk.....	Fergus.....	Farmer
Hammond, W. L.	Dem.	Carlyle.....	Wibaux.....	Merchant
Harlen, Harry C.	Dem.	Chinook.....	Blaine.....	Grain and Flour Milling
Henderson, M. R.	Rep.	Hall.....	Granite.....	Rancher and Stockman
Kathan, A. E.	Dem.	Brady.....	Pondera.....	Farmer
Kaulbach, Dr. J.	Rep.	Fort Benton.....	Chouteau.....	Physician and Surgeon
Keeley, William E.	Rep.	Deer Lodge.....	Powell.....	Lawyer
Kroman, Charles L.	Rep.	Miles City.....	Custer.....	Druggist
Lamp, F. M.	Rep.	Big Timber.....	Sweet Grass.....	Lawyer
Lott, Mortimer J.	Rep.	Twin Bridges.....	Madison.....	Stock Grower and Farmer
McQuitty, E. F.	Dem.	Harlowton.....	Wheatland.....	Retired Merchant and Stockman
Mahoney, Charles H.	Rep.	Jordan.....	Garfield.....	Rancher
Mann, Harry T.	Dem.	Hardin.....	Big Horn.....	Farmer and Stockman
Martin, Harry T.	Dem.	Stevensville.....	Ravalli.....	Stock Growing and Farming
Martinson, Karl L.	Dem.	Whitehall.....	Jefferson.....	Newspaper Publisher
Metzger, F. C.	Dem.	Rothisemay.....	Golden Valley.....	Farmer
Montgomery, George H.	Dem.	Dillon.....	Beaverhead.....	Rancher
Mulholland, M. J.	Dem.	Butte.....	Silver Bow.....	Engineer

PERSONNEL OF THE SENATE—(Continued)

Name	Pol.	Residence	County	Occupation
Murphy, Thomas F. ....	Dem.	Anaconda.....	Deer Lodge.....	Clerk
Nutt, R. S. ....	Rep.	Sidney.....	Richland.....	Merchant and Farmer
Pauline, Robert ....	Rep.	Kalispell.....	Flathead.....	Laundryman
Plank, Leonard ....	Rep.	Chester.....	Liberty.....	Farmer
Plumer, A. J. ....	Dem.	Hysham.....	Treasure.....	Farmer and Stockgrower
Robinson, Fred L. ....	Rep.	Malta.....	Phillips.....	Garageman and Farmer
Robson, Dr. A. F. ....	Dem.	McCone City.....	McCone Valley.....	Dentist and Farmer
Ruffcorn, George ....	Dem.	Glasgow.....	.....	Lawyer
Simmons, H. A. ....	Rep.	Red Lodge.....	Carbon.....	Lawyer
Smith, Paul W. ....	Rep.	Helena.....	Lewis & Clark.....	Lawyer
Starks, Hayes. ....	Dem.	Joplin.....	Hill.....	Farmer
Swertelle, George A. ....	Dem.	Roundup.....	Musselshell.....	Newspaperman and Printer
Tierney, W. P. ....	Dem.	Ronan.....	Lake.....	Farmer
Waite, W. T. ....	Rep.	Broadus.....	Powder River.....	Rancher
Waldrop, George R. ....	Dem.	Winnert.....	Petroleum.....	Merchant
Weinschrott, John. ....	Rep.	.....	Fallon.....	Merchant and Farmer
Wilson, George W. ....	Dem.	.....	Toole.....	Rancher and Stockman
Wood, C. L. ....	Dem.	Alzada.....	Carter.....	Farming, Livestock
Woods, R. Dale ....	Dem.	Hobson.....	Judith Basin.....	Insurance, Grain Dealer, Oil & Gas
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# REVISED RULES OF THE SENATE

## RULE I.

**HOURS OF MEETING.** The hours of meeting of the Senate shall be ten (10) o'clock A. M. and two (2) o'clock P. M. unless otherwise specially ordered by vote of the Senate.

## RULE II.

### President of Senate

**1. PRESIDENT OF SENATE.** The lieutenant-governor shall be president of the Senate. (Const. Art. VII, Sec. 15; Sec. 130, R. C. M. 1935).

### Duties

**2. CONVENING SENATE.** The President shall take the chair on every legislative day precisely at the hour to which the Senate shall have adjourned at the last sitting, immediately call the members to order and, after prayer by the Chaplain and roll call, on the appearance of a quorum, cause the proceedings of the last day's sitting to be read, having previously examined the same.

**3. PRESERVE ORDER.** He shall preserve order and decorum, and in case of disturbance or disorderly conduct in the galleries or lobbies, may cause the same to be cleared.

**4. RIGHT TO VOTE.** He shall have the right to decide a tie on any proposition being voted. (Const. Art. VII, Sec. 15).

**5. CONTROL OF ROOMS.** The rooms, passages and buildings set apart for the use of the Senate shall be under the control and direction of the President of the Senate and he may assign places to reporters.

**6. CONTROL OF OFFICERS AND EMPLOYEES.** The President shall see that all officers and employees of the Senate shall perform their respective duties.

**7. SETTLE DISPUTES OR COMPLAINTS.** In all cases where disputes or complaints arise, or where questions of competency, decorum or discipline are involved concerning employees hired by the Committee on Employees of the Senate, the President may in his discretion refer such matters to the Committee on Employees for final determination and such committee shall report its action to the Senate.

**8. DECIDE QUESTIONS OF ORDER.** The President shall decide all questions of order, subject to an appeal by any member.

**9. DECISION ON QUESTION NOT BEFORE SENATE.** It is not the duty of the President to decide any question which is not presented in the course of the proceedings of the Senate.

**10. SIGN BILLS AND JOINT RESOLUTIONS.** The President shall, in the presence of the Senate, sign all bills and joint resolutions passed by the legislative assembly immediately after their titles have been publicly read, and the fact of signing shall be at once entered upon the Journal. (Const. Art. V. Sec. 27).

**11. SIGN WRITS, WARRANTS, SUBPOENAS.** The President shall sign all writs, warrants and subpoenas of or issued by the order of the Senate.

**12. NAME TEMPORARY PRESIDING OFFICER.** The President shall have the right to name any Senator to perform the duties of the Chair, when the president pro-tem. is not present in the senate chamber, who is hereby vested during such time with all the powers of the President; but such Senator shall not lose the right of voting on any question while so presiding.

### **RULE III.**

#### **President Pro Tempore**

**1. ELECTION.** The Senate shall, at the beginning and close of each regular session, and at such

other times as may be necessary, elect one of its members president pro tempore. (Const. Art. V, Sec. 9, Sec. 62, R. C. M. 1935).

### Duties

#### 2. ABSENCE OF LIEUTENANT-GOVERNOR.

In case of the absence or disqualification of the lieutenant-governor, from any cause which applies to the governor, or when he shall hold the office of governor, then the president pro tempore of the senate shall perform the duties of the lieutenant-governor until the vacancy is filled or the disability removed. (Const. Art. VII, Sec. 15).

3. ABSENCE OF PRESIDENT. The president pro tempore shall, in the absence of the President, take the Chair and call the Senate to order at the hours of the meetings of the Senate, and have the same power as the President; but the President Pro-Tem. shall vote as any other member of the Senate.

## RULE IV. Secretary of the Senate

### Duties

1. ATTENDANCE. The Secretary of the Senate must attend each day, call the roll, prepare the journal, read the journal and bills, and superintend all copying necessary to be done for the Senate, including the engrossing, enrolling and transcribing or copying of bills, resolutions, etc., and he shall keep a correct record of the proceedings. (Sec. 66, R. C. M. 1935).

2. CUSTODY OF RECORDS AND PAPERS. The Secretary shall permit no records or papers belonging to the Senate to be taken out of his custody otherwise than in the regular course of business, and shall report any missing papers to the President.

3. SUPERVISE JOURNAL, ENGROSSING, ENROLLING, TRANSCRIBING. The Secretary

shall supervise and keep a correct record of the journal proceedings of the Senate and shall supervise the engrossing, enrolling and transcribing or copying of bills, resolutions, etc.

**4. CORRECT AND REPORT ERRORS.** The Secretary may, in all proper cases, correct any mere clerical error in any Senate bill, such as errors in orthography, adding the enacting clause to a bill, when such has been omitted, and all mistakes in numbering sections and reference thereto, whether such mistakes occur in the original bill, or caused by amendments made thereto, provided such corrections shall not be made after engrossment, except by order of the Senate. All such corrections shall be reported to the President, but no corrections, other than such as are authorized by this rule, shall be made at any time by the Secretary, unless upon order of the President.

**5. CAST VOTE OF PRESIDENT.** When the Senate is equally divided, the Secretary shall take the decision of the President.

**6. AT CLOSE OF SESSION.** The Secretary of the Senate, at the close of each session of the legislative assembly, must mark, label, and arrange all bills and papers belonging to the archives of the Senate and deliver them, together with all the books of both Houses, to the secretary of state, who must certify to the reception of the same. (Sec. 73, R. C. M. 1935).

#### **RULE V.**

#### **Chaplain**

The Chaplain shall attend at the commencement of each day's sitting of the Senate and open the same with prayer.

#### **RULE VI.**

#### **Sergeant-at-Arms**

**1. SUPERVISION, GENERAL.** The Sergeant-at-Arms of the Senate must give general supervi-

sion, under the direction of the President, to the entire administrative force of the Senate and to the Senate with the rooms attached. (Sec. 69, R. C. M. 1935).

**2. ATTENDANCE.** It shall be the duty of the Sergeant-at-Arms to attend all sessions of the Senate.

**3. MAINTAIN ORDER.** He shall, under the direction of the President, maintain order and arrest, or cause the arrest, for contempt, of all persons outside the bar of the Senate, or in the galleries, found engaged in loud conversation or otherwise, to the disturbance of the Senate.

**4. EXECUTE COMMANDS.** He shall execute the commands of the Senate and of the presiding officer or officers thereof. (Sec. 69, R. C. M. 1935).

**5. SERVE PROCESS.** He shall serve all process issued by the Senate, or the presiding officer or officers thereof. (Sec. 69, R. C. M. 1935).

**6. ACCOUNT FOR PAY AND MILEAGE.** He shall keep an account for pay and mileage of members and prepare checks for the same. (Sec. 69, R. C. M. 1935).

**7. CUSTODIAN OF SUPPLIES.** He shall receive, distribute and be the custodian of all supplies for the Senate.

**8. INVENTORY; PROPERTY OF LEGISLATURE.** On the last day of each session of the Montana state legislature, it shall be the duty of the sergeant-at-arms of the senate to make a complete inventory of all permanent furniture and fixtures belonging to the legislature and all other fixtures, codes and session laws, tools and office supplies of every description on hand at the close of the session belonging to the legislative department of the state, or which have been purchased and charged to the

incidental expense appropriation. (Sec. 78.1, R. C. M. 1935).

**9. INVENTORY IN QUADRUPLE.** He shall make the inventory prescribed in section 8 of this rule in quadruple, and shall file one copy with the purchasing agent, one copy with the state treasurer, and one copy to be left on file in the sergeant-at-arms' office of the senate, and one in the office of the sergeant-at-arms of the house of representatives. (Sec. 78.1, R. C. M. 1935).

**10. INTERIM—CUSTODY OF PROPERTY OF LEGISLATURE.** Upon the completion of the inventory and the adjournment of the legislature, all property listed therein shall be turned over to the custodian of the state capitol of the state, and he shall receipt to the sergeant-at-arms of the senate, and to the sergeant-at-arms of the house of representatives in detail for the same, and it shall be his duty to carefully care for and preserve all of such property and shall deliver the same to the sergeant-at-arms of the senate, and the sergeant-at-arms of the house of representatives at the convening of the next session of the Montana legislature. (Sec. 78.2, R. C. M. 1935).

**11. ENFORCE RULE AGAINST LOBBYING.** No person not a member of the Senate shall be permitted to lobby on the floor of the Senate without the consent of the Senate, and it shall be the duty of the Sergeant-at-Arms to enforce this rule.

**12. ASSISTANT SERGEANTS-AT-ARMS; DUTIES.** The assistant sergeants-at-arms of each house must prohibit all persons, except members, officers, and employees, and such other persons as may have the privilege of the floor assigned them by the rules of each house, from entering within the bar of the house, unless upon invitation, and keep order in the halls and lobbies, and perform such other duties as shall be imposed by the presiding officer or the sergeant-at-arms. (Sec. 70, R. C. M. 1935).

## RULE VII.

### Subordinate Officers and Employees

**1. EMPLOYEES ASSIGNED DUTIES.** The committee clerks, doorkeepers, janitor, day watchman, night watchman, and pages must perform such duties as shall be assigned to them by the presiding officers of the respective houses, or by the rules and orders of the respective bodies. (Sec. 71, R. C. M. 1935).

**2. DOORKEEPER.** It shall be the duty of the doorkeeper to prohibit all persons, except Senators, ex-Senators, members of the House of Representatives, State Officers, Officers of the two Houses, and such reporters as may have seats assigned them by the President, from coming within the bar of the Senate, unless invited by the President or by a Senator.

**3. ENGROSSING AND ENROLLING CLERKS.** The engrossing clerks and enrolling clerks must, within forty-eight hours after their reception, engross or enroll all bills delivered to them for engrossment or enrollment, unless further time be granted. (Sec. 72, R. C. M. 1935).

## RULE VIII.

### Committees of Senate

**1. COMMITTEE ON COMMITTEES.** All committees of the Senate, special or standing, and all joint committees on the part of the Senate, shall be selected by a committee of three (3), to be elected by the Senate (unless otherwise ordered), the selection so made by said committee to be reported to the Senate and to be effective only when ratified by the Senate.

**2. CHANGE OF MEMBERSHIP.** A majority of the Senate may, at any time, change the membership of any committee upon one day's notice thereof.

**3. ELECTION OF COMMITTEE CLERKS.** No committee, standing or special, shall elect a clerk without first obtaining the consent of the Senate.

**4. COMMITTEE REPORTS—DUE WHEN.** All committees of the Senate shall report their action on all bills or matters referred to them within six days after reference, unless at the request of the committee and on good cause shown, further time be granted by the Senate.

**5. REPORTS MUST BE IN WRITING.** All bills, petitions, memorials or resolutions reported from a committee shall be accompanied by reports in writing which shall be entered in the Journal.

**6. STANDING COMMITTEES.** The following shall constitute the Standing Committees of the Senate and the numerical membership thereof:

1.	Agriculture .....	Membership 9
2.	Apportionment and Representation .....	Membership 3
3.	Aviation .....	Membership 5
4.	Banks and Banking .....	Membership 9
5.	Committee on Committees .....	Membership 3
6.	Compensation .....	Membership 5
7.	Constitutional Amendments .....	Membership 7
8.	Corporations other than Municipal .....	Membership 7
9.	Counties and Towns .....	Membership 9
10.	Dairies and Dairying .....	Membership 5
11.	Education .....	Membership 7
12.	Election and Privileges .....	Membership 5
13.	Employment .....	Membership 3
14.	Engrossed Bills .....	Membership 3
15.	Enrolled Bills .....	Membership 3
16.	Fairs and Expositions .....	Membership 5
17.	Federal Relations .....	Membership 5
18.	Finance and Claims .....	Membership 9
19.	Fish and Game .....	Membership 9
20.	Horticulture .....	Membership 5
21.	Insurance .....	Membership 7
22.	Irrigation and Water Rights .....	Membership 9
23.	Journal .....	Membership 3

24. Judicial Districts .....	Membership	5
25. Judiciary .....	Membership	9
26. Labor and Capital .....	Membership	7
27. Mileage and Per Diem .....	Membership	3
28. Military Affairs .....	Membership	5
29. Mines and Mining .....	Membership	5
30. New Counties and Divisions.....	Membership	5
31. Oils and Leases .....	Membership	7
32. Printing .....	Membership	3
33. Public Buildings .....	Membership	7
34. Public Lands .....	Membership	9
35. Public Morals .....	Membership	5
36. Railroads and Transportation.....	Membership	7
37. Relief and Social Welfare .....	Membership	9
38. Roads and Highways .....	Membership	9
39. Rules .....	Membership	3
40. Sanitary Affairs .....	Membership	5
41. Seating .....	Membership	3
42. State Boards and Offices .....	Membership	5
43. State and County Economies .....	Membership	9
44. Stock Growing and Grazing.....	Membership	9
45. Taxation .....	Membership	9
46. Water Conservation and Flood Control .....	Membership	9
47. Courtesies and Goodfellowship ....	Membership	3

## RULE IX.

### Order of Business

The order of business shall be as follows:

- a. Call to Order.
- b. Prayer by Chaplain.
- c. Roll Call.
- d. Reading and Approval of Journal.
1. Presentation of Petitions and Communications.
2. Reports of Standing Committees.
3. Reports of Select Committees.
4. Messages from the Governor.
5. Messages from the House of Representatives.
6. Introduction of Bills.
7. First Reading of Bills.
8. Second Reading of Bills.
9. Motions and Resolutions.

10. Notices.
11. Business on General File.
12. Third Reading of Bills.
13. Unfinished Business of the Preceding Day.
14. Special Orders of the Day.
15. Announcements of Committee Meetings.

Provided, however, that reports of the committees on enrollment and engrossment shall at all times be in order, and that messages from the Governor, from State Officers and from the House of Representatives, may, on motion from any Senator, be considered at any time.

## RULE X.

### **Bills, Joint Resolutions and Joint Memorials**

**1. NOTICE.** One day's notice, at least, must be given of the introduction of a bill, joint resolution or joint memorial, unless two-thirds of the members present shall vote to dispense with such notice, provided that where a bill is introduced by a committee no such notice shall be required.

**2. ENDORSEMENT.** All bills, resolutions, memorials, reports and papers, when introduced, shall be endorsed with the name of the Senator or committee presenting same to the Senate.

**3. INTRODUCTION OF BILLS — THREE COPIES REQUIRED.** Every bill, joint resolution or joint memorial which shall be introduced by a Senator, after a notice given, or by order of the Senate, or on the report of a committee, shall be accompanied by two carbon or two other copies thereof. In all bills containing amendments to existing statutes the amendments must be printed in italics in the printed bill and on the three typewritten copies of the bill introduced, these new parts shall be designated by underlining.

**4. COMMITTEE MEASURES — UNANIMOUS CONSENT OF COMMITTEE REQUIRED.** All bills, resolutions or memorials, designated as com-

mittee measures, shall have the unanimous consent of the committee introducing the same before such bills, resolutions or memorials may be received by the Senate.

**5. INTRODUCTION AFTER THE THIRTY-EIGHTH DAY—SUBSTITUTE BILLS.** No bills other than substitute bills for bills then pending shall be introduced after the thirty-eighth legislative day, except upon a two-thirds majority vote of the Senate.

**6. FIRST READING OF BILLS.** The first reading of bills, resolutions or memorials shall be for information. If objections are raised to the bill on its first reading, the question shall be, "Shall the bill be rejected"; if no objection is made or the question to reject be lost, the bill shall go to its second reading without further question.

**7. SECOND READING OF BILLS.** The second reading of every bill, resolution and memorial shall be by its title. The second reading is for the purpose of commitment.

**8. COMMITMENT.** After the second reading of any bill, joint resolution or joint memorial, it shall then be referred to the appropriate standing committee by the President, or by the order of the Senate. No bill, joint resolution or joint memorial shall be committed or amended until it has been twice read.

**9. PRINTING OF BILLS.** Five hundred copies of every bill, joint resolution or joint memorial, requiring three readings, shall be printed after second reading and favorable report made thereon from a committee. A vote of the majority of the members voting shall be sufficient to order the printing of any bill, joint resolution or joint memorial, and such motion, when carried, shall bar any motion or report to postpone indefinitely, or any action to annul said measure until the same has been printed.

**10. GENERAL FILE.** All bills, joint resolutions and joint memorials having received two readings

and reported back favorably by committee, shall constitute General File. Bills, joint resolutions or joint memorials ordered printed under section 9 of Rule X, or reported back without recommendation of a committee, shall not be placed on general file unless so ordered by the Senate, and bills, joint resolutions and joint memorials on General File shall be arranged thereon by the Secretary in the order in which they are reported and referred thereto, as aforesaid, and shall be considered in the same order, unless the Senate shall direct otherwise.

**11. ENROSSING BILLS.** All Senate bills, joint resolutions and joint memorials carrying amendments shall be engrossed. Bills, joint resolutions and joint memorials requiring engrossment shall be delivered to the chairman of the Engrossing Committee by the Secretary of the Senate, and his dated receipt taken therefor, and he shall deliver the same to the Engrossing Clerk, and take his dated receipt therefor, and all said bills shall be engrossed in the order of their receipt by said Engrossing Clerk, unless otherwise ordered by a majority vote of the Senate.

**12. RECOMMITMENT.** After the second reading of every bill, joint resolution or joint memorial, it shall at all times be in order, before the final passage of such bill, joint resolution or joint memorial, to move its recommitment under special instructions.

**13. THIRD READING OF BILLS—WHEN REQUIRED.** Every bill, joint resolution or joint memorial requiring the signature of the Governor, shall receive three several readings previous to its passage, and the President shall give notice of each reading, whether it be the first, second or third reading.

**14. THIRD READING; UNANIMOUS CONSENT—WHEN REQUIRED.** No such bill, joint resolution or joint memorial shall receive a second and third reading on the same day without the unanimous consent of all Senators present.

**15. THIRD READING OF BILLS — AT LENGTH.** The third reading of every bill, joint resolution or joint memorial shall be at length, but in no case shall bills appropriating money be read less than twice without the unanimous consent of the Senators present.

**16. SUBSTITUTES.** Substitutes may be offered at any time when a bill or resolution is open to amendment previous to engrossment, and when adopted shall take the place of the original bill or resolution, and shall be open to amendment.

**17. TRANSMITTAL TO SENATE.** All bills, resolutions and papers transmitted to the Senate shall first be presented to the President and by him to the secretary or proper officer.

**18. TRANSMITTAL TO HOUSE.** Upon the third reading and final passage of any Senate bill, it shall be transmitted to the house immediately by the Secretary of the Senate, or by messenger designated by him, and upon the third reading and final passage of all House bills, they must be returned to the House immediately by the secretary or messenger.

**19. TRANSMITTAL AFTER THE FORTY-SEVENTH DAY**—No bills transmitted by the House to the Senate after the forty-seventh day will be considered, nor will the Senate transmit bills to the House after the forty-seventh day of the session, with the exception of bills considered by Joint Conference Committees, and these bills having been referred to the conference committees on or before the forty-seventh day. Bills from said committees may be transmitted up to and including the sixtieth day. Joint Rule No. 19 shall be in full force when applicable as to Rule No. 10, Section 19.

**20. ENROLLING AND VERIFICATION OF BILLS.** There shall be employed by the Senate a clerk to be known as a Verification Clerk, who shall be an assistant to the Secretary of the Senate.

In all bills containing amendments to existing statutes, the new parts shall be designated by underlining. After a bill has been properly enrolled, the Enrolling Clerk shall deliver the original bill, together with the enrolled bill, to such Verification Clerk, and take his dated receipt therefor. It shall be the duty of the Verification Clerk to verify the enrolled bill with the history of the original bill and with the Journal of the Senate, and make his report to the chairman of the Enrolling Committee. The Chairman of the Enrolling Committee shall report all bills to the Senate, properly enrolled and duly verified.

## **RULE XI.**

**RULES OF PRECEDENCE ON COMMITTEE REFERENCE.** When a resolution shall be offered, or a motion made, to refer any subject, and different committees shall be proposed, the question shall be taken in the following order:

1. The Committee of the Whole Senate.
2. A Standing Committee.
3. A Select Committee.

## **RULE XII.**

### **Attendance of Senators**

**1. ABSENCE, LEAVE OF.** No Senator shall absent himself from any sitting of the Senate without leave first obtained from the Senate.

**2. RIGHT TO COMPEL ATTENDANCE.** The Senate shall have the right to compel the attendance of its members at all times and shall have authority to issue process as hereinafter provided.

**3. COMPELLING ATTENDANCE—PRACTICE.** A less number than a quorum are hereby authorized to send the sergeant-at-arms, or any other persons, for any or all absent Senators, as the majority of such Senators present shall agree, at the expense of such absent Senator, respectively, unless such excuse for non-attendance shall be made as the Sen-

ate, when a quorum is convened, shall judge sufficient, and this rule shall apply as well to the first meeting of the Senate, as the legal time of meeting, as to each day of the session, after the hour has arrived to which the Senate stood adjourned.

**4. EXCUSE REFUSED.** If the Senate refuse to excuse any absent member, then such absent member shall not be entitled to any per diem during such absence and he shall be liable for the expense incurred in procuring his attendance. (Sec. 61, R. C. M. 1935).

**5. ISSUE PROCESS FOR ATTENDANCE.** The President, or acting President of the Senate, if less than a quorum thereof is present, shall have the power to issue process, directed to the sergeant-at-arms, or any other person, to compel the attendance of Senators absent without leave.

**6. CONTEMPT OF SENATE.** Any Senator who shall refuse to obey such process, unless sick and unable to attend, shall be deemed guilty of a contempt of the Senate and the sergeant-at-arms, or other person to whom such process may be directed, shall have the power to use such force as may be necessary to compel the attendance of such absent Senator, and for this purpose he may command the assistance of any and all peace officers of the county or of any county in the state.

**7. CALL OF THE SENATE—DEMAND.** Upon the request of any five members for a call of the Senate, the sergeant-at-arms shall be instructed to bring to the senate chamber any absentee members, and shall guard every entrance, permitting no member to leave the chamber while the call is in effect.

**8. CALL OF THE SENATE—MAY BE DISPENSED WITH.** The call may be removed upon the majority vote at any time after the disposal of the business for which the call was made, or by a majority vote to dispense with further search

for absentees and the Senate shall then proceed with the transaction of the business for which the call was made.

**9. CALL OF THE SENATE—MOTIONS ALLOWABLE.** When the call is in progress no motion is in order excepting that to adjourn as above given, and the call can only otherwise be raised by a two-thirds vote of the members of the Senate.

**10. QUORUM.** A majority of the Senate shall constitute a quorum to do business, but a smaller number may adjourn from day to day, and compel the attendance of absent members, in such manner and under such penalties, as the Senate may prescribe. (Const. Art. V, Sec. 10; Sec. 61, R. C. M. 1935).

## **RULE XIII.**

### **Decorum and Debate**

**1. OBTAINING FLOOR.** Every Senator, when he speaks, shall, standing in his place, address the President, and when he has finished sit down.

**2. RECOGNITION.** When two or more Senators shall rise at once, the President shall name the Senator who is to speak first.

**3. DEBATABLE MOTION — WITHDRAWAL OF MOTION.** No motion shall be debated until the same be seconded and distinctly announced by the President, and it shall be reduced to writing if desired by the President or any Senator, and read by the Secretary before the same shall be debated. A motion may be withdrawn at any time before amendment.

**4. LIMIT ON SPEAKING.** No Senator shall speak more than twice in any one debate on the same day, and at the same stage of the bill without leave and Senators who have spoken shall not be again entitled to the floor (except for explana-

tion) to the exclusion of another who has not spoken.

**5. READING OF PAPERS.** When the reading of a paper is called for (except petitions), and the same is objected to by any Senator, it shall be determined by a vote of the Senate, without debate. But this rule is not applicable to any bill, resolution, amendment, or other proposition which may be at the time directly under consideration.

**6. SENATOR CALLED TO ORDER.** When a Senator shall be called to order he shall sit down until the President shall have determined whether he is in order or not, and every question of order shall be decided by the President, subject to an appeal to the Senate by any Senator. If the Senator be called to order for a word spoken, the exceptional language shall immediately be taken down in writing.

**7. ORDER OF PRECEDENCE DURING DEBATE.** When a question is under debate, no motion shall be received but the following privileged questions, which shall have precedence in the following order:

1. To adjourn.
2. For a call of the Senate.
3. To lay on the table.
4. To postpone to a certain day.
5. To commit.
6. To amend.
7. To postpone indefinitely provided that a motion to lay an amendment on the table, if carried, shall not take with it the original motion.

**8. PRIVILEGE OF CLOSING DEBATE.** The author of a bill, motion or resolution shall have the privilege of closing the debate, unless the previous question has been sustained.

## RULE XIV.

### Committee of the Whole

**1. RULES GOVERNING.** As far as is possible or expedient, the rules of the Assembly govern the Committee of the Whole.

**2. QUORUM IN COMMITTEE.** The quorum for the Committee of the Whole is the same as the quorum for the Assembly.

**3. MOTIONS ALLOWABLE IN.** The only motions in order are to amend, to recommend for passage, for non-passage, for concurrence, for non-concurrence, for indefinite postponement, to pass consideration and to rise.

**4. LIMIT ON DEBATE.** Unless otherwise prescribed by the Assembly before going into the Committee of the Whole, a member may speak as often as he can get the floor and as long each time as is allowed in debate in the Assembly.

**5. NO ROLL CALL IN.** The yeas and noes may not be ordered.

**6. NO SUB-COMMITTEES.** This committee may not appoint sub-committees.

**7. MAY NOT PUNISH MEMBERS.** The committee may not punish its members for misconduct but may report disorder to the Assembly.

**8. TERMINATION OF SITTING.** A sitting may be terminated by any of the following motions:

- (a) "I move that the committee rise."
- (b) "I move that the committee rise and report."
- (c) "I move that the committee rise and report progress and ask leave to sit again."

**9. DISTURBANCE OR DISORDERLY CONDUCT IN COMMITTEE OF THE WHOLE.** In case of a disturbance or disorderly conduct in the lobbies, the chairman of the Committee of the Whole Senate shall have the power to order the same to be cleared.

## RULE XV.

### Previous Question

**1. FORM OF MOTION.** The form of the motion for the previous question shall be: "I move (or demand, or call for) the previous question on (here specify the motion on which it is desired to be ordered)." As it cannot be debated or amended, it must be voted upon immediately.

**2. FORM OF PUTTING THE QUESTION.** The form of putting the question shall be: "The previous question is moved (or demanded, or called for) on (specifying the motions on which the previous question is demanded). As many as are in favor of ordering the previous question on (repeating the motions) will rise;" after affirmative votes counted and seated, "Those opposed will rise."

**3. WHEN ADMITTED.** It shall only be admitted when demanded by a majority of the Senators present, upon division.

**4. EFFECT.** The effect of the previous question shall be to put an end to all debate, or bring the Senate to a direct vote upon amendments reported by a committee, if any, upon pending amendments and then upon the main question.

**5. CALL OF SENATE AFTER MOTION.** On a motion for the previous question and prior to the seconding of same a call of the Senate shall be in order, but after a majority of the Senators have seconded such motion, no call shall be in order prior to the decision of the main question.

**6. EFFECT OF NEGATIVE VOTE.** If the previous question is negatived the Senate shall proceed in the same manner as if the motion had not been made.

**7. DEBATE CLOSED.** On a motion for the previous question there shall be no debate and all incidental questions of order arising after a motion

is made for the previous question (or while acting under the previous question) shall be decided, whether on appeal or otherwise, without debate.

## **RULE XVI.**

### **Demand for Roll Call**

**1. TWO MEMBERS MAY DEMAND.** When the ayes and noes shall be called for by two members present, every member within the bar of the Senate at the time the question was put shall declare openly and without debate his assent or dissent to the question.

**2. PROCEDURE ON ROLL CALL.** In taking the ayes and noes, and upon the call of the Senate, the names of the Senators shall be taken alphabetically. When the ayes and noes shall be taken upon any question, in pursuance of this rule, no Senator shall be permitted, under any circumstances whatever, to vote after the decision is announced from the chair.

**3. ABSENTEES DURING ROLL CALL.** When roll is called, whenever any Senator is absent without the bar of the Senate when his name is called on the call of the ayes and noes on any vote about to be taken, his vote shall not be received unless unanimously agreed to by the Senators present; nor shall a Senator be counted, on a division of a vote, who is absent without the bar of the Senate without leave.

## **RULE XVII.**

### **Questions of Privilege**

Questions of privilege are defined by the Senate as follows, to-wit:

**1. AFFECTING SENATE.** Those affecting the rights of the Senate collectively, its safety, dignity, and the integrity of its proceedings.

**2. AFFECTING MEMBERS.** Those affecting the rights, reputation and conduct of members individually in their respective capacity.

**3. PRIORITY OF QUESTION.** A question of privilege concerning the Senate shall have superiority over one concerning the members, but either takes precedence of all other motions except a motion to adjourn.

## **RULE XVIII.**

### **Reconsideration**

**1. TIME OF MAKING MOTION.** When a motion has been made and carried or lost, it shall be in order for any member who voted upon the prevailing side, on the same or next succeeding day upon which a legislative session is held, to move for the reconsideration thereof.

**2. PRECEDENCE OF MOTION.** Such motion shall take precedence of all other questions, except the consideration of a conference report, a motion to fix the day to which the Senate shall adjourn, or take a recess, and shall not be withdrawn after the said succeeding day without the consent of the Senate, and thereafter any member may call it up for consideration, provided that such motion, if made during the last six days of the session, shall be disposed of when made.

**3. AFTER COMMITTEE REFERENCES.** No bill, petition, memorial or resolution referred to a committee, or reported therefrom for printing and recommitment, shall be brought back into the Senate on a motion to reconsider.

**4. NO REPORT MADE TO HOUSE PENDING.** If within the above specified time a Senator gives notice that he intends to move a reconsideration, or moves for a reconsideration, the secretary shall not report the bill or resolution to the House of Representatives until the motion to reconsider is disposed of.

**5. EFFECT OF TABLING MOTION.** When a motion has been made for the reconsideration of a vote under this rule and a motion to lay such

motion for reconsideration on the table has prevailed, then such motion to lay on the table shall not be reconsidered.

**6. NO RECONSIDERATION ON SUSPENSION OF RULES.** A motion to reconsider a vote on suspension of rules is not in order.

**7. EFFECT OF INACTION.** Should a motion to reconsider be agreed to and no further action taken the question would fail and be of no effect.

**8. WHEN PREVIOUS QUESTION PENDING.** The motion to reconsider and a motion to lay that motion on the table are in order while the previous question is operating.

**9. EFFECT OF FAILURE OF MOTION TO RECONSIDER.** When a bill or other proposition has been agreed to or lost a member voting on the prevailing side may move to reconsider and request the Senate to vote down the motion. If the Senate follows such request and decides not to reconsider, then the question, whatever it may be, is finally and conclusively settled so far as the Senate is concerned.

## **RULE XIX.**

**MOTION OR PROPOSITION ON DIFFERENT SUBJECT.** No motion or proposition on a subject different from that under consideration shall be admitted under color of amendments or substitutes.

## **RULE XX.**

**AMENDMENT TO CONSTITUTION OR BILL.** When an amendment to the Constitution, or any bill requiring the concurrence of two-thirds of the Senators, is under consideration, the concurrence of two-thirds shall not be required to decide any question for amendment, or extending to the merits, being short of the final question.

## RULE XXI.

**FILLING BLANKS.** When the question of filling blanks with sums or numbers and there is a division, the question as to the largest sum or number shall first be voted upon.

## RULE XXII.

### Pairing

**1. WHO MAY EXECUTE.** Any two members may pair on any bill, measure or proposition that may be determined by a majority vote.

**2. ON PROPOSITIONS REQUIRING TWO-THIRDS.** On any proposition the adoption of which shall require a two-thirds vote, it shall be necessary that three members execute such pair, and two of such members must be "for" and one of such members shall be "against" the proposition.

**3. WHEN PERMITTED.** Pairing shall be permitted only when one of the members executing the pair is absent from the Senate when a vote is taken involving the specific subject on which the pair is executed.

**4. REQUISITES.** All pairs shall be in writing and dated and signed by all members agreeing to be bound thereby. Pairs must specify therein the particular bill, measure or proposition on which the pair is executed, the duration of the pair and must state therein the position of each signer and designate who is "for" and who is "against" the proposition by writing said words before the name of each signer.

**5. VIOLATION OF RULE.** Any pair not signed and executed in accordance with the foregoing rules will be null and void.

## RULE XXIII.

### Sessions of the Senate

**1. OPEN SESSIONS.** The sessions of the Senate and of the Committees of the Whole shall be

open, unless the business is such as requires secrecy. (Const. Art. V, Sec. 13).

**2. SECRET SESSIONS.** On a motion made and seconded to close the doors of the Senate on the discussion of any business which may, in the opinion of the Senate, require secrecy, the President shall require all persons, except the members and Secretary of the Senate, to withdraw, and during the discussion of said motion the doors shall remain closed; and every member and officer of the Senate shall keep secret all such matters, proceedings and things whereof secrecy shall be enjoined by order of the Senate.

## **RULE XXIV.**

**MESSENGERS INTRODUCED.** Messengers may be introduced in any stage of business, except while a question is being put where the ayes and noes are being called or while the ballots are being counted.

## **RULE XXV.**

**NOMINATIONS FROM THE GOVERNOR.** When nominations shall be sent by the Governor to the Senate for confirmation, the same shall not be acted on before the next succeeding legislative day, excepting nominations sent by the Governor on the last legislative day of the Session shall be acted upon that day. (Const. Art. VII, Sec. 7).

## **RULE XXVI.**

### **Senate Journal**

**1. PROCEEDINGS OF SENATE MUST BE ENTERED IN JOURNAL.** The proceedings of the Senate, when not acting as a Committee of the Whole, shall be entered on the Journal as concisely as possible, care being taken to record a true and accurate account of the proceedings, but every vote of the Senate shall be entered on the Journal, and a brief statement of the contents of each petition, memorial or paper presented to the Senate shall

also be inserted in the Journal and shall be read, corrected and approved after roll call of the succeeding day, unless otherwise ordered. (Const. Art. V, Sec. 12).

**2. SUPERVISE JOURNAL.** The Secretary shall supervise and keep a correct record of the Journal proceedings of the Senate and shall supervise the engrossing, enrolling and transcribing or copying of bills, resolutions, etc. (Sec. 66, R. C. M. 1935).

**3. CONSTITUTIONAL AMENDMENTS—TWO-THIRDS VOTE REQUIRED — MUST BE ENTERED IN FULL.** All amendments to the Constitution proposed in either house of the legislative assembly shall be voted for by two-thirds of the members elected to each house. Such proposed amendments, together with the ayes and noes of each house thereon, shall be entered in full on their respective journals. (Const. Art. XIX, Sec. 9).

**4. JOURNAL ENTRY BY TITLE.** The title of bills, joint resolutions or joint memorials, and such parts thereof only as shall be affected by any proposed amendments, shall be inserted in the Journal.

**5. FACT OF SIGNING BILLS, ETC.—ENTERED.** The fact of signing all bills and joint resolutions passed by the legislative assembly shall be at once entered upon the Journal. (Const. Art. V, Sec. 27).

**6. ENTRY OF COMMITTEE REPORTS.** All bills, petitions, memorials or resolutions reported from a committee shall be accompanied by reports in writing, which shall be entered in the Journal.

**7. OATH OF MEMBERS ENTERED.** An entry of the oath taken by the members of the Senate must be made on the Journal. (Sec. 59, R. C. M. 1935).

**8. AUTHENTICATION.** The Journal of the Senate must be authenticated by the signature of the President. (Sec. 68, R. C. M. 1935).

**9. DISTRIBUTION OF JOURNAL.** The distribution of the Senate Journal, when published, shall be as is provided for in Section 135, R. C. M. 1935.

## **RULE XXVII.**

### **Rules**

**1. RULES—METHOD OF RESCINDING OR CHANGING.** No standing rule or order of the Senate shall be rescinded or changed without the concurrence of a majority of the Senate and one day's notice being given of the motion therefor, which motion shall embrace the proposed amendment; but a rule or order may be suspended temporarily by a vote of two-thirds of the Senators present, except rules or orders relating to the final passage of bills.

**2. REFERENCE TO RULES COMMITTEE.** All proposed amendments on any proposed new rules shall be referred to the Committee on Rules without debate.

**3. AUTHORITY ON RULES—NATIONAL HOUSE OF REPRESENTATIVES.** In all cases not provided for in these rules the proceedings of the Senate shall be governed by the parliamentary law, procedure and practice set forth in the rules of the national House of Representatives, as now (1939) adopted by and used therein.

# JOINT RULES of the Senate and House of Representatives

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**NO. 1. TIME OF OPENING AND CLOSING—**  
The Chamber of the Senate and the Hall of the House of Representatives shall be open from 8 o'clock A. M. until 11 o'clock P. M. each day during the Session, unless by resolution of the Senate its Chamber, or by resolution of the House its Hall, shall be closed.

**NO. 2. MESSAGES—HOW TO BE TRANSMITTED—**Messages shall be transmitted between the two Houses by the Sergeant-at-Arms, or by his assistants, or by such other officers as either House may designate, which messages shall keep each House informed with promptness of all notices given and bills introduced, the general condition and state of the business of the other, and such messages shall be in writing.

**NO. 3. ANNOUNCEMENT OF MESSAGES—**  
When a message shall be sent from either House to the other, it shall be announced at the door of the House to which it is sent by the Sergeant-at-Arms or his assistant, and shall be respectfully communicated to the presiding officer by the person by whom it is sent.

**NO. 4. TRANSMISSION OF PAPERS—**Each House shall transmit to the other, with any bill, resolution or memorial, all papers upon which the same shall be founded, and on transmission of any House bill to the Senate, the Secretary of the Senate shall deliver to the Chief Clerk of the House a dated receipt for such bill, and on transmission of any Sen-

ate bill to the House, the Chief Clerk of the House shall deliver to the Secretary of the Senate a dated receipt therefor.

**NO. 5. PRINTING OF BILLS AND RESOLUTIONS**—When any bill, memorial or resolution is ordered to be printed, a sufficient number of copies shall be printed for the use of both Houses and the quota of each House delivered to its Sergeant-at-Arms.

**NO. 6. DOCUMENTS ORDERED PRINTED TO BE COMMUNICATED TO EACH HOUSE**—It shall be the duty of the Chief Clerk of the House of Representatives and the Secretary of the Senate, when any document is ordered to be printed in their respective Houses, forthwith to communicate such order to the other House.

**NO. 7. NOTICE OF REJECTIONS OF RESOLUTIONS AND MEMORIALS**—When any bill, resolution or memorial which shall have passed in one House is rejected in the other, notice of said rejection shall be given to the House which has passed the same.

**NO. 8. FIVE DAYS' NOTICE AND CONSENT OF TWO-THIRDS VOTE**—When a bill, resolution or memorial which shall have passed in one House is rejected in the other, it shall not again be introduced during the Session without five days' notice and consent of two-thirds of the members in both Houses.

**NO. 9. TITLE AND NUMBER OF BILLS**—The title of every bill shall briefly state its general object, and every bill shall be numbered by the Clerk, and the title thereof and the name of the member or committee introducing the same shall be endorsed thereon.

**NO. 10. JOURNAL TO GIVE TITLE AND NUMBER OF BILLS**—The Journal of each House

shall give the title and number of each bill, joint resolution or memorial when they are introduced in their respective bodies, but the second and all subsequent reference shall be complete when referred to by its number.

**NO. 11. ENROLLMENT OF BILLS**—When a bill has passed both Houses, the Enrolling Clerk of the House in which it originated shall cause to be made an original and two duplicate typewritten copies of the bill as the same was engrossed, together with its history, free from all corrections, erasures, interlineations, defects in orthography and all other clerical inaccuracies; in all bills containing amendments to existing statutes, the new parts shall be designated by underlining; the typewriting shall be done with a black record ribbon, pica type, upon a plain linen finished paper, size 8½ inches wide and 13 inches long; paper to weigh sixteen pounds to the ream, with a margin of two inches at the top and one inch on each side, thirty lines of type to the page, but lines not numbered, and the bill shall be covered with blue manuscript cover, upon which is written in capital letters the number and title. One duplicate shall accompany the original through both Houses, and to the Governor, who shall, if approved, sign the original and one duplicate. The original bill will be filed with the Secretary of State and the duplicate with the Clerk of the Supreme Court. The second duplicate shall be retained by the chairman of the Enrolling Committee until the conclusion of the Session, when it shall be filed with the Secretary of State.

**NO. 12. SIGNING OF ENROLLED BILLS BY PRESIDING OFFICERS**—Each enrolled bill shall be accompanied by a copy; both the original and the copy shall be signed, first, by the presiding officer of the House in which it originated, and then by the presiding officer of the other branch of the Legislative Assembly, in the presence of their respective Houses while in Session.

**NO. 13. NOTICES OF SIGNING BILLS TO BE GIVEN BY PRESIDING OFFICER**—Upon the

presentation of an enrolled bill by the Enrolling Committee of either House to the presiding officer for his signature thereto, he shall arise in his place and give notice that he is about to sign the same, giving the title thereof, whereupon, if any member shall signify his desire so to do, he shall be permitted to examine the same, but no objections to the presiding officer signing the same shall be of any avail if the same conforms to the engrossed bill as it passed both Houses.

**NO. 14. BILLS FOR GOVERNOR'S APPROVAL**—After the original bill and a copy shall have been signed in each House, they shall be presented by the Committee of Enrollment in the House in which the bill originated to the Governor for his approval, taking his receipt therefor, and the said committee shall forthwith report to their respective Houses the day and hour of such presentation, which shall be entered upon the Journal of such House.

**NO. 15. MEMORIAL TO CONGRESS TO BE ENROLLED**—All Memorials to Congress, or to any officer or other authority of the Government, after they have passed both Houses, shall be enrolled, signed by the presiding officer of the respective Houses and shall be transmitted by the Chief Clerk of the House in which they originated to the President of the Senate, the Speaker of the House of Representatives, or to the authority memorialized, and a copy to our Senators and Representatives in Congress.

**NO. 16. JOINT RESOLUTIONS AND MEMORIALS TO BE SIGNED BY THE GOVERNOR**—Every order, resolution or vote, in which the concurrence of both Houses may be necessary, except on the question of adjournment, or relating solely to the transaction of the business of the two Houses, shall be presented to the Governor, and before it shall take effect be approved by him, or, being disapproved, be repassed by two-thirds of both Houses, as prescribed in the case of a bill.

**NO. 17. CONFERENCE IN CASE OF DISAGREEMENT BETWEEN HOUSES**—In every case of disagreement between the Senate and the House of Representatives, if either House requests a conference and appoints a committee for that purpose, the other shall appoint a committee consisting of the same number of members to confer therewith upon the subject of their disagreement. They shall meet at a convenient time, to be agreed upon by their chairman, and having conferred freely, each shall report to their respective bodies the result of their conference.

**NO. 18. CHAIRMAN OF JOINT COMMITTEES**—In joint committees, standing or special, the chairman of the Senate committee shall be chairman of the joint committee.

**NO. 19. REPEALING OF JOINT RULES**—No joint rule shall be repealed, amended or suspended except by majority vote in each House.

**NO. 20. COVERS FOR BILLS**—All bills introduced in either House shall have suitable covers of a good substantial material, so that the history of the bill may be written thereon.

**NO. 21. CERTAIN RESOLUTIONS TO BE READ THREE TIMES**—All resolutions which contemplate the expenditure of money by the State, and not requiring the signature of the President of the Senate and the Speaker of the House, shall be read in full three several times, and roll call shall be had thereon.

**NO. 22. PAIRS**—When a pair is signed by any two members and the same is filed with the Secretary of the Senate or the Clerk of the House, as the case may be, this pair shall bind both members signing until the expiration of time for which the pair was signed, unless both members shall sooner appear before the House in which the pair was filed and ask that the pair be cancelled.

**23. TRANSMISSION OF BILLS.** No bills transmitted by the House to the Senate nor by the Senate to the House after the forty-seventh day of the Session, and no amendments transmitted by the House to the Senate nor by the Senate to the House after the fifty-seventh day of the Session, shall be considered, with the exception of bills considered by Joint Conference Committee. Bills from said committees may be transmitted at any time up to and including the sixtieth day.

**NO. 24. INTRODUCTION OF APPROPRIATION BILLS**—All bills carrying or providing for appropriation of public moneys shall originate in the House of Representatives. Any member of the Senate desiring the introduction of a bill carrying an appropriation shall be permitted to transmit the same to the Speaker of the House, who will provide for its introduction by request.

**NO. 25. APPROPRIATION BILLS CONSIDERED BY JOINT COMMITTEE**—All bills carrying or providing for appropriations of public moneys shall be considered by a joint committee composed of the Committee on Finance and Claims of the Senate, and the Committee on Appropriations of the House, and meetings of the joint committee shall be held upon call of the chairman of the House Committee on Appropriations.

## COMMITTEES OF THE SENATE

1. **AGRICULTURE**—Starks, Chairman; Angvick, Vice Chairman; Tierney; Chapman; Arnold; Wilson; Harlen; Ecton; Weinschrott.
2. **APPORTIONMENT AND REPRESENTATION**—Foer, Chairman; Campbell, Meagher, Vice Chairman; Tierney.
3. **AVIATION**—Dahl, Chairman; Harlen, Vice Chairman; Haight; Kroman; Robinson.
4. **BANKS AND BANKING**—Waldrop, Chairman; Baker, Dawson, Vice Chairman; Campbell, Missoula; Waite; Kaulbach; Montgomery; Martin; Metzger; Armstrong.
5. **COMMITTEE ON COMMITTEES**—Hammond, Chairman; Chapman, Vice Chairman; Mann.
6. **COMPENSATION**—Montgomery, Chairman; Murphy, Vice Chairman; Swertelle; Robinson; Baker, Dawson.
7. **CONSTITUTIONAL AMENDMENTS**—Waite, Chairman; Haight, Vice Chairman; Simmons; Baker, Dawson; Armstrong; Ecton; Ruffcorn.
8. **CORPORATION OTHER THAN MUNICIPAL**—Calder, Chairman; Campbell, Missoula, Vice Chairman; Keeley; Murphy; Waldrop; Burke; Robinson.
9. **COUNTIES AND TOWNS**—Metzger, Chairman; Weinschrott, Vice Chairman; Martinson; Baker, Dawson; Pauline; Calder; Starks; Wilson; Dahl.
10. **DAIRIES AND DAIRYING**—Baker, Lincoln, Chairman; Lamp, Vice Chairman; Davis; Martin, Ecton.
11. **EDUCATION**—Alvord, Chairman; Lamp, Vice Chairman; Haight; Starks; Plank; Simmons; Kroman.
12. **EMPLOYMENT**—Murphy, Chairman; Kathan, Vice Chairman; Calder.
13. **ENGROSSED BILLS**—Mahoney, Chairman; Swertelle, Vice Chairman; Chadwick.
14. **ELECTION AND PRIVILEGES**—Angvick, Chairman; Martinson, Vice Chairman; Mulholland; Alvord; Bateman.

15. **ENROLLED BILLS**—C. L. Wood, Chairman; Montgomery, Vice Chairman; Kaulbach.
16. **FAIRS AND EXPOSITIONS**—Haight, Chairman; Campbell, Meagher, Vice Chairman; Alvord; Smith; Burke.
17. **FEDERAL RELATIONS**—Campbell, Meagher, Chairman; Robson, Vice Chairman; Burke; Davis; Baker, Lincoln.
18. **FINANCE AND CLAIMS**—Plank, Chairman; Pauline, Vice Chairman; Haight; McQuitty; Waite; Hammond; Kathan; Kroman; Mahoney.
19. **FISH AND GAME**—Tierney, Chairman; Arnold, Vice Chairman; Montgomery; Baker, Lincoln; Chadwick; Henderson; Armstrong; Lott; Wilson.
20. **HORTICULTURE**—Martin, Chairman; Baker, Lincoln, Vice Chairman; Martinson; Henderson; Weinschrott.
21. **INSURANCE**—Chadwick, Chairman; Ecton, Vice Chairman; Henderson; Lamp; Chapman; Dale Woods; Plumer.
22. **IRRIGATION AND WATER RIGHTS**—Burke, Chairman; Keeley, Vice Chairman; Nutt; Martin; Montgomery; Campbell, Meager; Lott; Bateman; Henderson.
23. **JOURNAL**—Martinson, Chairman; Mahoney, Vice Chairman; Davis.
24. **JUDICIAL DISTRICTS**—Arnold, Chairman; Nutt, Vice Chairman; Ruffcorn; Keeley; Kathan.
25. **JUDICIARY**—Simmons, Chairman; Ruffcorn, Vice Chairman; Cotter; Campbell, Missoula; Alvord; Foor; Smith; Lamp; Ecton.
26. **LABOR AND CAPITAL**—Mulholland, Chairman; Pauline, Vice Chairman; Murphy; Keeley; Swertelle; Waldrop; Bateman.
27. **MILITARY AFFAIRS**—Wilson, Chairman; Arnold, Vice Chairman; Foor; Waldrop; Hammond.
28. **MILEAGE AND PER DIEM**—Harlen, Chairman Ruffcorn, Vice Chairman; Nutt.
29. **MINES AND MINING**—Cotter, Chairman; Henderson, Vice Chairman; Mulholland; Simmons; Drumheller.

30. **NEW COUNTIES AND DIVISIONS**—Davis, Chairman; Plumer, Vice Chairman; Foor; Dahl; Metzger.

31. **OILS AND LEASES**—Kathan, Chairman; Drumheller, Vice Chairman; Starks; Keeley; Cotter; Wilson; Weinschrott.

32. **PRINTING**—McQuitty, Chairman; Swertelle, Vice Chairman; Campbell, Meagher.

33. **PUBLIC BUILDINGS**—Robson, Chairman; C. L. Wood, Vice Chairman; Dahl; Angvick; Alvord.

34. **PUBLIC LANDS**—Chapman, Chairman; Waite, Vice Chairman; Plank; Weinschrott; C. L. Wood; Armstrong; Lott; McQuitty; Bateman.

35. **PUBLIC MORALS**—Dale Woods, Chairman; Kaulbach, Vice Chairman; Swertelle; Robinson; Pauline.

36. **RAILROADS AND TRANSPORTATION**—Plumer, Chairman; Nutt, Vice Chairman; Davis; Martin; Calder; Kathan; Robinson.

37. **RELIEF AND SOCIAL WELFARE**—Swertelle, Chairman; Kroman, Vice Chairman; Waldrop; Smith; Starks; Calder; Angvick; Kaulbach; Dale Woods.

38. **ROADS AND HIGHWAYS**—Hammond, Chairman; Robinson, Vice Chairman; Nutt; Kroman; McQuitty; Cotter; Chadwick; Arnold; Harlen.

39. **RULES**—Campbell, Missoula, Chairman; Plank, Vice Chairman; Haight.

40. **SANITARY AFFAIRS**—Kaulbach, Chairman; Bateman, Vice Chairman; Robson; Plumer; Mahoney.

41. **SEATING** — Mulholland, Chairman; Drumheller, Haight.

42. **STATE BOARDS AND OFFICES**—Ruffcorn, Chairman; C. L. Wood, Vice Chairman; Mann; Simmons; Robinson.

43. **STATE AND COUNTY ECONOMIES**—Smith, Chairman; Baker, Lincoln, Vice Chairman; Davis; Metzger; Lamp; Tierney; Calder; Drumheller; Waldrop.

**44. STOCK GROWING AND GRAZING**—Mann, Chairman; Lott, Vice Chairman; Burke; Waite; C. L. Wood; Montgomery; Armstrong; Henderson; Calder.

**45. TAXATION**—Drumheller, Chairman; Mann, Vice Chairman; Foor; Campbell, Missoula; Chapman; Arnold; Hammond; Robson; Angvick.

**46. WATER CONSERVATION AND FLOOD CONTROL**  
—Armstrong, Chairman; Dale Woods, Vice Chairman; Baker, Dawson; Nutt; Mann; Ruffcorn; Burke; Mahoney; C. L. Wood.

**47. COURTESIES AND GOOD FELLOWSHIP**—Harlen, Chairman; Keeley, Vice Chairman; Kathan.







